

**BLYTHE CITY COUNCIL
AND
BLYTHE REDEVELOPMENT AGENCY**



**AGENDA
JUNE 12, 2007
6:00 P.M.**

**Robert Crain, Mayor
Charles Grotke, Vice Mayor
Alfonso Hernandez, Councilman
Joseph DeConinck, Councilman
Beverly Mays, Councilwoman
Les Nelson, City Manager
Virginia Rivera, City Clerk**

MEETINGS ARE HELD IN THE CITY COUNCIL CHAMBER, 235 NORTH BROADWAY, BLYTHE, CALIFORNIA

AGENDA
BLYTHE CITY COUNCIL MEETING
AND
BLYTHE REDEVELOPMENT AGENCY



JUNE 12, 2007

6:00 P.M.

CALL TO ORDER: Mayor Crain

PLEDGE OF ALLEGIANCE: by Invitation

INVOCATION: by Invitation

ROLL CALL:

<input type="checkbox"/> Mayor Robert Crain	<input type="checkbox"/> City Attorney Zundel	<input type="checkbox"/> Public Works Dir. Rodkey
<input type="checkbox"/> Vice Mayor Charles Grotke	<input type="checkbox"/> City Manager Nelson	<input type="checkbox"/> Planning Director Wellman
<input type="checkbox"/> Councilman Hernandez	<input type="checkbox"/> Asst. City Mgr. Hull	<input type="checkbox"/> City Engineer Aaby
<input type="checkbox"/> Councilman DeConinck	<input type="checkbox"/> Treasurer Martin	<input type="checkbox"/> Golf Course Supt. Lanphere
<input type="checkbox"/> Councilwoman Mays	<input type="checkbox"/> Finance Dir. Colbert	<input type="checkbox"/> Fire Chief Kem
<input type="checkbox"/> City Clerk Rivera	<input type="checkbox"/> Police Captain Wade	

ADDED STARTER

The City Council may add an item to the Agenda after making a finding that there is a need to take immediate action on the item and that the item came to the attention of the City Council and/or staff subsequent to the posting of the Agenda. An action adding an item to the Agenda requires a 2/3 vote of the City Council (4 of 5 Councilmembers). If less than 2/3 of the City Council is present, adding an item to the Agenda requires a unanimous vote.

CONSENT CALENDAR

Items on the Consent Calendar are considered routine and will be enacted with one motion of the Council. If any item requires individual consideration, it will be removed from the consent calendar and acted upon separately.

1. Posting of the Agenda: The summary of agenda items was posted on the bulletin boards on the outside of the public entrance to the Council Chamber and near the inside entrance of the Council Chamber on Friday, June 8, 2007.
2. Approval of the Minutes of the regular meeting of May 8th and May 22, 2007.
3. Approval of Warrant Register, **06/12/07**, warrants numbered 45147 thru 45299 in the amount of \$1,913,312.10..
4. Approval of Payroll Register **05/29/07**, warrants numbered 38820 thru 38873 and Direct Deposits in the amount of \$408,990.53; **06/12/07**, warrants numbered 38874 thru 38940 and Direct Deposits in the amount of \$435,191.82.
5. Blythe Fire Department, Donate Application Fee for Firework Display.
6. General Plan Annual Report – Including Housing Element Report for 2006.
7. Approval of Notice of Completion – Lovekin/Chanslorway Pavement Rehabilitation Project 2006 and
8. Approval of Notice of Completion – Water Production & Treatment Facility Booster Pump Station.
9. Rejection of Claims(s) for Damages – John Kilgore
10. Approval of Request No. 20 from RDA Revolving Fund Account.
11. Development Services Department Building Permits Issued for May 2007.
 - a. Staff Report
 - b. Public Comment
 - c. Recommend Approval of Consent Calendar

PUBLIC HEARINGS:

1. Conditional Use Permit 2007-01, Preferred Asset Management

- a. Staff Report
- b. Public Hearing
- c. Recommend Adoption of Resolution No. 07-704 and 07-705.

RESOLUTION NO. 07-704. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE CONTAINING FINDINGS IN SUPPORT OF APPROVAL OF THE MITIGATED NEGATIVE DECLARATION OF ENVIRONMENTAL IMPACT AND MITIGATION, MONITORING AND REPORTING PLAN PREPARED FOR CONDITIONAL USE PERMIT 2007-01

RESOLUTION NO. 07-705. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE CONTAINING FINDINGS IN SUPPORT OF APPROVING CONDITIONAL USE PERMIT 2007-01

2. Conditional Use Permit 2007-02, Grant Mayfield

- a. Staff Report
- b. Public Hearing
- c. Adoption of Resolution Nos. 07-706 and 07-707

RESOLUTION NO. 07-706. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE CONTAINING FINDINGS IN SUPPORT OF APPROVAL OF A NOTICE OF EXEMPTION FOR CONDITIONAL USE PERMIT 2007-02

RESOLUTION NO. 07-707. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE CONTAINING FINDINGS IN SUPPORT OF APPROVING CONDITIONAL USE PERMIT 2007-02

3. Tentative Tract Map 35126, Lucas Coronel & Lucano Cornel

- a. Staff Report
- b. Public Hearing
- c. Recommend Adoption of Resolution No. 07-708 and 07-709

RESOLUTION NO. 07-708. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE CONTAINING FINDINGS IN SUPPORT OF APPROVAL OF A MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING PLAN FOR TENTATIVE TRACT MAP 35126

RESOLUTION NO. 07-709. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE CONTAINING FINDINGS AND CONDITIONS IN SUPPORT OF APPROVING TENTATIVE TRACT MAP 35126 LOCATED AT 10591 NORTH BROADWAY; THE WEST SIDE OF NORTH BROADWAY, BETWEEN 10TH AVENUE AND CHANSLORWAY, IN THE CITY OF BLYTHE, RIVERSIDE COUNTY, CALIFORNIA

ORDINANCES:

1. Ordinance No. 822-07, Blythe RDA's Eminent Domain Policy

- a. Staff Report
- b. Public Comment
- c. Recommend First Reading of Ordinance No. 822-07

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BLYTHE, CALIFORNIA DESCRIBING THE BLYTHE REDEVELOPMENT AGENCY'S PROGRAM TO ACQUIRE REAL PROPERTY BY EMINENT DOMAIN IN THE BLYTHE REDEVELOPMENT PROJECT NO. 1

RESOLUTIONS:

1. Detachment of Territory from Lighting District No. 1; Annual Assessment for Lighting District Nos. 1 and 2; and, Annexation of Territory to Lighting District No. 2

- a. Staff Report
- b. Public Comment
- c. Recommend Adoption of Resolution Nos. 07-710, 07-711, 07-12, 07-713, 07-714 and 07-715

RESOLUTION NO. 07-710. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE DECLARING ITS INTENTION TO DETACH TERRITORY FROM CITY OF BLYTHE LIGHTING DISTRICT NO. 1 AND APPOINTING A TIME AND PLACE FOR HEARING PROTESTS

RESOLUTION NO. 07-711. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE APPROVING THE REPORT OF THE ENGINEER REGARDING THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN THE CITY OF BLYTHE LIGHTING DISTRICT NO. 1 FOR FISCAL YEAR 2007-2008

RESOLUTION NO. 07-712. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS WITHIN CITY OF BLYTHE LIGHTING DISTRICT NO. 1 FOR FISCAL YEAR 2007-2008 PURSUANT TO THE PROVISIONS OF PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE AND APPOINTING A TIME AND PLACE FOR HEARING PROTESTS

RESOLUTION NO. 07-713. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE APPROVING THE REPORT OF THE ENGINEER REGARDING THE PROPOSED ANNEXATION OF TERRITORY TO CITY OF BLYTHE LIGHTING DISTRICT NO. 2 AND THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN THE CITY OF BLYTHE LIGHTING DISTRICT NO. 2 FOR FISCAL YEAR 2007-2008

RESOLUTION NO. 07-714. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE DECLARING ITS INTENTION TO ANNEX TERRITORY TO CITY OF BLYTHE LIGHTING DISTRICT NO. 2 AND TO LEVY AND COLLECT ASSESSMENTS WITHIN SUCH TERRITORY FOR FISCAL YEAR 2007-2008 PURSUANT TO THE PROVISIONS OF PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE AND AS PROVIDED BY ARTICLE XIII D OF THE CALIFORNIA CONSTITUTION AND APPOINTING A TIME AND PLACE FOR HEARING PROTESTS

2. General Municipal Election – November 6, 2007

- a. Staff Report
- b. Public Comment
- c. Recommend Adoption of Resolution Nos. 07-716, 07-717 and 07-718

RESOLUTION NO. 07-716. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 6, 2007 FOR THE ELECTION OF CERTAIN OFFICERS, AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATIVE TO GENERAL LAW CITIES

RESOLUTION NO. 07-717. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE, CALIFORNIA, REQUESTING THAT THE COUNTY REGISTRAR OF VOTERS CONDUCT THE MUNICIPAL ELECTION OF NOVEMBER 6, 2007

RESOLUTION NO. 07-718. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES STATEMENTS SUBMITTED TO THE VOTERS AT AN ELECTION (TO BE HELD ON TUESDAY, NOVEMBER 6, 2007)

NEW BUSINESS:

1. Sale of Fireworks – Outdoor Stands

- a. Staff Report
- b. Public Comment
- c. Recommend Approval of Applications

WRITTEN COMMUNICATIONS:

1. Coachella Valley Association of Governments, 2007 Annual General Assembly

- a. Correspondence
- b. Public Comment
- c. Receive and File

REDEVELOPMENT AGENCY:

1. **Approval of Minutes**, May 8th and May 22, 2007
 - a. Staff Report
 - b. Public Comment
 - c. Recommend Approval

ADJOURN:

ORAL REPORTS:

1. **Oral Reports from Council and Staff**

PUBLIC COMMENT:

Members of the public may address Council on items not covered in the Agenda. Speakers are asked to identify themselves and give their address. Speakers are asked to limit their remarks to 3 minutes in duration.

EXECUTIVE SESSION:

1. **Pending Litigation**, pursuant to Government Code Section 54956.9, Wal-Mart Development.
2. **Potential Litigation**, pursuant to Government Code Section 54956.9, Balszberg Neighborhood Improvement Project.
3. **Real Estate Negotiations**, pursuant to Government Code Section 54956.8, Sale of 145 N. Spring Street to Palo Verde College.

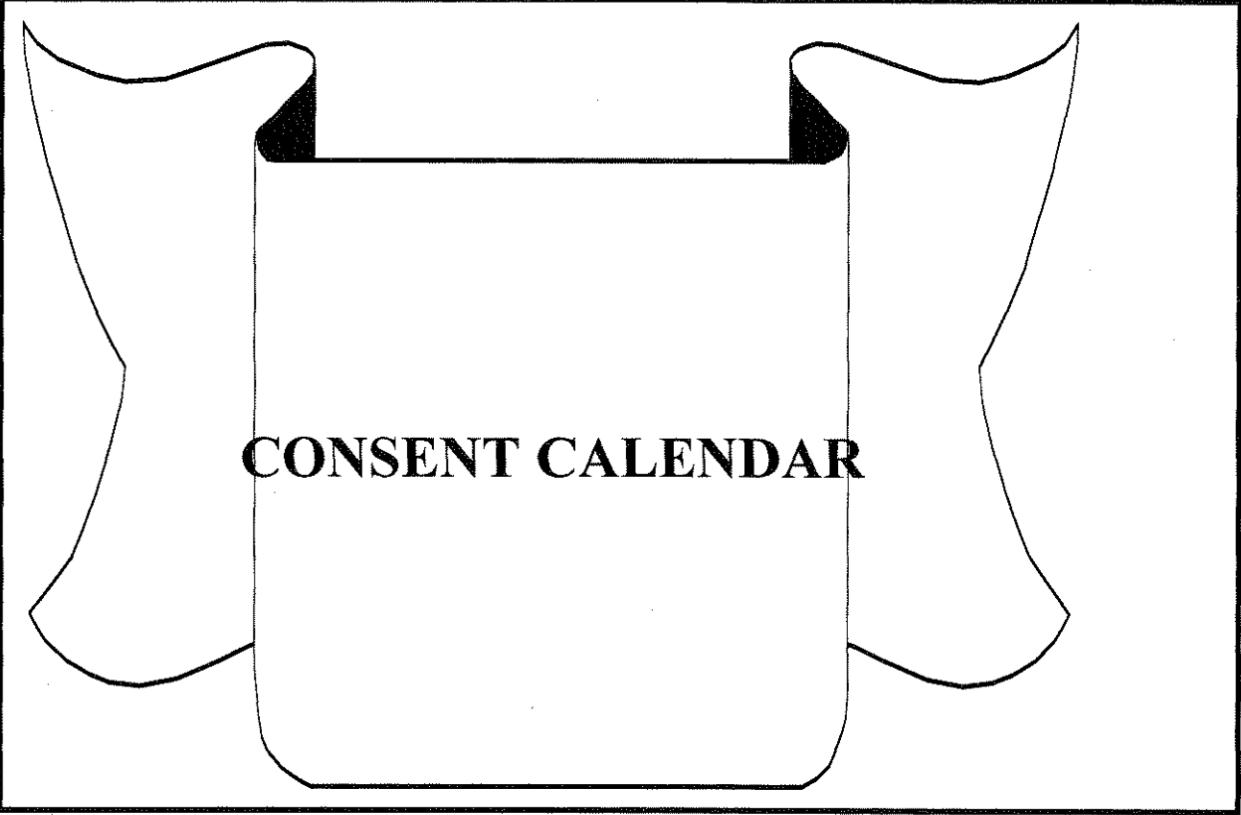
ADJOURN:

The Agenda is now available on the City's Website at <http://www.cityofblythe.ca.gov>

NOTE TO THE PUBLIC:



IN COMPLIANCE WITH THE AMERICANS WITH DISABILITY ACT, IF YOU NEED SPECIAL ASSISTANCE TO PARTICIPATE IN THIS MEETING, PLEASE CONTACT VIRGINIA RIVERA, CITY CLERK AT (760) 922- 6161 EXT. 237. NOTIFICATION 48 HOURS PRIOR TO THE MEETING WILL ENABLE THE CITY TO MAKE REASONABLE ARRANGEMENTS TO ENSURE ACCESSIBILITY TO THIS MEETING (28 CFR 35.104 ADA TITLE II)



CONSENT CALENDAR

**MINUTES
MAY 8, 2007
BLYTHE CITY COUNCIL**

The May 8, 2007 regular meeting of the Blythe City Council was called to order at 6:00 P.M. in the Council Chamber by Mayor Crain. Also in attendance were Vice Mayor Grotke, Councilmembers DeConinck, Hernandez and Mays. Staff attendance included: City Manager Nelson, City Attorney Zundel, Asst. City Manager Hull, City Clerk Rivera, Treasure Martin, Police Chief Whitney and Planning Director Wellman.

The Pledge of Allegiance was led by Vice Mayor Grotke and the Invocation was offered by Councilwoman Mays.

PROCLAMATIONS:

EMERGENCY MEDICAL SERVICES WEEK. On behalf of the City Council, Councilman Hernandez presented a Proclamation to a representative from Blythe Ambulance Service, recognizing the May 20-26, 2007 as Emergency Medical Services Week.

RIVERSIDE COUNTY PROBATION DEPARTMENT'S CENTENNIAL YEAR. On behalf of the City Council, Mayor Crain presented a Proclamation to the representatives from Riverside County Probation Department, recognizing Riverside County Probation Department's Centennial year.

ADDED STARTER

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CONSENT CALENDAR:

Items on the Consent Calendar are considered routine and will be enacted with one motion of the Council. If any item requires individual consideration, it will be removed from the Consent Calendar and acted upon separately.

1. Posting of the Agenda: The summary of agenda items was posted on the bulletin boards on the outside of the public entrance to the Council Chamber and near the inside entrance of the Council Chamber on Friday, May 4, 2007.
2. Approval of Warrant Register, 05/08/07, warrants numbered 44883 thru 44984 in the amount of \$96,295.00.
4. Approval of Payroll Register 04/27/07, warrants numbered 38692 thru 38741 and Direct Deposits in the amount of \$409,105.75; 05/04/07, warrants numbered 38742 thru 38758 and Direct Deposits in the amount of \$30,119.45.
5. **Adoption of Resolution Nos. 07-701, 07-702 and 07-703**
RESOLUTION NO. 07-701. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE INITIATING PROCEEDINGS FOR THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN CITY OF BLYTHE LIGHTING DISTRICT NO. 1 FOR FISCAL YEAR 2007-08 PURSUANT TO THE PROVISIONS OF PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAY CODE

RESOLUTION NO. 07-702. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE INITIATING PROCEEDINGS FOR THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN CITY OF BLYTHE LIGHTING DISTRICT NO. 2 FOR FISCAL YEAR 2007-08 PURSUANT TO THE PROVISIONS OF PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAY CODE

RESOLUTION NO. 07-703. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE INITIATING PROCEEDINGS FOR THE ANNEXATION OF TERRITORY TO CITY OF BLYTHE LIGHTING DISTRICT NO. 2 AND THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN SUCH TERRITORY FOR FISCAL YEAR 2007-2008 PURSUANT TO THE PROVISIONS OF PART 2 OF THE DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE AND AS PROVIDED BY ARTICLE XIII D OF THE CALIFORNIA CONSTITUTION
6. Rejection of Claims(s) for Damages, Susan Marie White.
7. Finance Department Fourth Quarter Investment Report for FY 2006-07.
8. Development Services Department Building Permits Issued for April 2007.

Public comment. Quenton Hanson complimented the City Parks staff for trimming a palm tree on N. Broadway. Councilman DeConinck moved to approve the Consent Calendar. Seconded by Councilwoman Mays. Unanimous Aye vote.

Vice Mayor Grotke stepped down from the table due to potential conflict of interest.

PUBLIC HEARINGS:

REVISION TO CONDITIONS OF APPROVAL FOR TENTATIVE TRACT MAP 34480, Joseph A. Swain. Planning Director Wellman reported that on November 14, 2006, City Council held a public hearing to gather facts and evidence necessary to rule on Tentative Tract Map 34480, a request for approval of a tract map to subdivider one 20± acre parcel into 46 (now 45) single family residential parcels ranging in size from 8,000± to 20,000± square feet. The City Council adopted Resolution No. 06-669 approving the project with conditions. Since the project was approved, the applicant has realized that installation of the (permanent) regional sewer lift station (Riviera Drive/16th Avenue) and extension of the sewer force main to the waste water treatment plant makes the (first phase) residential project cost prohibitive. On April 3, 2007, staff received correspondence from Mr. Joseph Swain requesting approval from the City Council on the proposed relocation of a sewer lift station as recited on Condition of Approval No. 56 of Tentative Tract Map 34480. In discussion with Mr. Swain, the Public Works Director and Planning Director have made it very clear that the "relocation" of the sewer lift station would only be supported: 1.) with the understanding that the relocated lift station will be removable and used on an interim basis only; 2.) that the City of Blythe will not accept "ownership" of the lift station, but may accept responsibility for maintenance and operation with a monetary contribution for the same made by the applicant; 3.) that the requirement to install the regional lift station and force main would be held in abeyance until the next phase of development on the site; and 4.) that the applicant would provide the City of Blythe with written indemnification, satisfactory to the City Attorney; holding the City of Blythe harmless for any malfunction related to the "temporary" lift station. Staff is recommending that Condition of Approval No. 56 of Tentative Tract Map 34480 be modified (staff report). The Mayor opened the Public Hearing. **Public comment:** Joseph Swain, applicant, 30-847 Sterline Rd., Cathedral City, spoke on the project and clarified the reline on Riviera Dr. **Richard Lairy**, 14522 Riviera Dr., asked when the water line will be installed. **Chuck Grotke**, 14450 Riviera Dr., asked if the concrete has to be removed when the sewer line connections is final. No further comment. The Mayor closed the hearing. The Mayor Crain continued this item for clarification of timeline and other matters.

Vice Mayor Grotke returned to the table.

NEW BUSINESS:

PAVEMENT MANAGEMENT SYSTEM, Award of Contract. Public Works Director Rodkey reported that during 2005/2006 Coachella Valley Association of Governments (CVAG) hired a consultant to gather data and information relating to streets maintenance and repairs. The purpose of CVAG taking lead on this project was to standardize the region with its payment management classifications and data base. For funding purposes the Measure A list of projects was revised to budget \$100,000 for the Pavement Management System and was approved at the April meeting by the Riverside County Transportation Commission. Staff contacted three Engineering firms and requested proposals and qualifications from the firms on April 12, 2007. They were Kleinfelder; Berryman & Henigar, Inc.; DKS and Associates. Of the three firms only Kleinfelder responded with a proposed amount not to exceed \$20,000. Berryman & Henigar Inc. and DKS and Associates were not able to perform the work at this time. Staff is confident recommending Kleinfelder due to the relationship the Senior Engineer Mr. Khashayar Hadipour, PHD, PE developed with CVAG and the implementation of their Pavement Management System for the Coachella Valley cities. The scope of work will include a complete inventory of all city streets, development of Micro Paver data base, the complete survey of all lane miles of city street, including GIS input for future infrastructure needs and compilation of all data. No public comment.

Vice Mayor Grotke moved to authorized the Mayor to execute their Professional Services Agreement with Kleinfelder in an amount not to exceed \$120,000 for the development of the Micro Paver Pavement Management and Inventory System to be funded with Measure A fund. Seconded by Councilman Hernandez. Unanimous Aye vote.

SEWER MANHOLE REHABILITATION PROJECT 2007, Award of Contract. City Engineer Aaby reported on May 2, 2007, the City of Blythe received two bids for the Sewer Manhole Rehabilitation Project 2007 as follows: Sancon Engineering, Inc. \$51,845; Zebron Contracting, Inc. \$40,289. After review by the Department of Public Works the low bid submitted by Zebron Contracting, Inc. was determined to be responsive and responsible. The current funding for the project consists of \$40,000 from the Sewer

Enterprise Fund for maintenance and repairs, but this amount falls short of funding the proposed project. The Department will find incidental funds for cover the remaining balance of \$289. No public comment.

Councilwoman Mays moved to award the contract for the construction of the Sewer Manhole Rehabilitation Project 2007, to the low responsive and responsible bidder Zebron Contracting, Inc. in the amount of \$40,289. Seconded by Vice Mayor Grotke. Unanimous Aye vote.

PARKING AGREEMENT FOR GATEWAY PARK. Asst. City Manager Hull reported that the City Attorney approved the form of the Parking Agreement for Gateway Park with the Sahara Motel owners. Staff was asked to modify the agreement as shown on staff's attachment. The Patel's would like the public to park as close as practical to the park retaining wall on the west and north sides of the park. The Parking Agreement can, however, be terminated by either Party with 180 days written notice delivered to the other, in person, or through the US mail, return receipt requested. No public comment.

Councilman Hernandez moved to authorize the language change shown on the attached Agreement to read: "The actual spaces as to number are not hereby defined in this agreement, but are limited as to location to spaces situated directly adjacent to the retaining wall (of the park)." Seconded by Councilwoman Mays. Unanimous Aye vote.

BLYTHER AIRPORT "AS IF VACANT" MARKET VALUE AND RENTS APPRAISAL. Asst. City Manager Hull reported that Mr. Ray Dozier MAI, of Dozier Appraisal Company was commissioned on February 15, 2007 to complete an "As If Vacant" Land only Appraisal for the Blythe Airport. The staff compiled "Executive Summary" is attached to the staff report and proposed for discussion and implementation in new and renewal lease discussions at the airport. Once adopted by the City Council as complete, the Appraisal Report will be the corner stone for new lease agreements to be entered into at the Blythe Municipal Airport.

Councilwoman Mays moved to adopt the Blythe Airport MAI Appraisal dated March 8, 2007, as complete and representative of the "As if vacant" land values necessary for land leases on the airport property. Further, staff was authorized to forward appropriate copies and/or information to Riverside County and other necessary agencies. Seconded by Vice Mayor Grotke. Unanimous Aye vote.

BLYTHER AIRPORT LEASE EXTENSION, Verizon Airfone. Asst. City Manager Hull reported that Verizon Airfone, Inc. has submitted a Lease Extension letter to the City dated October 12, 2006 for their one-half acre site at the Blythe Airport. Staff advised Verizon that the City was in the process of requesting a "Release to Lease" approval from the FAA for airport non-aeronautical lands. As part of that petition, an MAI appraisal would have to be conducted for the entire airport to determine Fair Market Value Lease/Rental rates and their lease would be adjusted accordingly. No public comment.

Vice Mayor Grotke moved to authorize the lease extension for the Verizon Airfone Lease (GLC: AIR 548) at the Blythe Airport for another five year term commencing on July 1, 2007 and ending June 30, 2012. Seconded by Councilman Hernandez. Unanimous Aye vote.

REDEVELOPMENT AGENCY:

The Council meeting was recessed and the Council went into the Redevelopment Agency meeting.

REPORTS:

CITY MANAGER'S REPORT. Staff is very early in the discovery process of trying to figure out the implications if the City of Blythe imposed restrictions on heavy semi-trucks (i.e. 10,000 lbs) from using City streets (e.g. Hobsonway) other than a City Council approved truck route, except to make a pick-up or delivery, or to service on secure repairs. Per staff's preliminary research, staff believes the California Vehicle Code (Sections 35701-35722) gives the City Council the authority to determine and designate truck routes by resolution, with the designation becoming effective when appropriate signs are in place giving notice of the designations to the public. It is immediately clear that Interstate 10 and State Routes 78 and 95 are designated as part of the National Network of Highways, but staff does not know what arterials may also be designated for truck traffic. The information we have is off the internet; to go further will require staff time and maybe some contractual help. Given our location on Interstate 10 with its bulging truck traffic, looking to designate a truck route through town would seem to be appropriate, and sooner is probably better than later.

The 2007 CVAG General Assembly will be held on Monday, June 25, 2007. The location will be the Heritage Palms in Indio, and the cost for dinner will be \$35 per person.

RDA Grant program applications are now available on the City of Blythe Website or at the City Hall Receptionist station or Building Department front counter. Likewise, completed applications (e.g. Storefront Improvement and Blight Elimination) can be turned in at the Receptionist station or Building Department front counter. The eligibility determination process for an application usually takes at least two weeks.

Miscellaneous . . . building permits issued for April '07 are the most since February '05 and the City's year-to-date activity is up 15% over last year . . . City's Planning Department staff will participate in CVAG's Workforce Housing Summit on Thursday, May 31st at the Westin Hotel in Rancho Mirage . . . City Manager will be attending CVAG's City Manager meeting on Friday, May 11th . . . according to the U.S. Department of Agriculture the McCoy Wash Project has lost its' funding and is proposed for termination. **Public comment:** Ms. Melgarejo expressed concern that truck traffic is a major problem on Lovekin and the Freeway. Received and file.

ORAL REPORTS FROM COUNCIL AND STAFF: Asst. City Manager Hull reported that Emergency Services first responses will be meeting on May 16th at 10:00.

Vice Mayor Grotke reported that SB893 (elective officials ability to speak in private with City Manager or staff) didn't make it out of Legislative Committee.

PUBLIC COMMENT:

None

EXECUTIVE SESSION:

REAL ESTATE NEGOTIATIONS, pursuant to Government Code Section 54956.8, 2 cases: Purchase of 450 South Broadway and Palo Verde College Agreement.

ADJOURN: The Council adjourned at 8:15 p.m.

Robert A. Crain, Mayor

ATTEST:

Virginia Rivera, City Clerk

(S E A L)

**MINUTES
MAY 22, 2007
BLYTHE CITY COUNCIL**

The May 22, 2007 regular meeting of the Blythe City Council was called to order at 6:00 P.M. in the Council Chamber by Mayor Crain. Also in attendance were Vice Mayor Grotke, Councilmembers DeConinck, Hernandez and Mays. Staff attendance included: City Manager Nelson, City Attorney Zundel, Asst. City Manager Hull, City Clerk Rivera, Treasure Martin, Police Captain Wade and Planning Director Wellman.

The Pledge of Allegiance was led by Vice Mayor Grotke and the Invocation was offered by Councilwoman Mays.

ADDED STARTER

The City Council may add an item to the Agenda after making a finding that there is a need to take immediate action on the item and that the item came to the attention of the City Council and/or staff subsequent to the posting of the Agenda. An action adding an item to the Agenda requires a 2/3 vote of the City Council (4 of 5 Councilmembers). If less than 2/3 of the City Council is present, adding an item to the Agenda requires a unanimous vote.

CONSENT CALENDAR:

Items on the Consent Calendar are considered routine and will be enacted with one motion of the Council. If any item requires individual consideration, it will be removed from the Consent Calendar and acted upon separately.

1. Posting of the Agenda: The summary of agenda items was posted on the bulletin boards on the outside of the public entrance to the Council Chamber and near the inside entrance of the Council Chamber on Friday, May 18, 2007.
 2. Approval of the Minutes of the regular meeting of April 24, 2007.
 3. Approval of Warrant Register, 05/22/07, warrants numbered 44985 thru 45146 in the amount of \$484,011.14.
 4. Approval of Payroll Register 05/22/07, warrants numbered 38759 thru 38819 and Direct Deposits in the amount of \$410,897.72.
 5. Rejection of Claims(s) for Damages, Carl Hawkins.
 6. Palo Verde High School, Donate Application Fee for Firework Display.
 7. Police Department Monthly Activity Report for April 2007.
 8. Recreation Center "Get Fit Special" Program.
 9. Approval of Redevelopment Agency Minutes for April 24, 2007.
 10. Approval of SB53 and SB1809 Eminent Domain Filings (RDA).
 11. Approval of Soil Analysis for 450 South Broadway (RDA).
 12. Approval of Category II Work for Blythe Environmental Remediation Project (RDA).
- No Public comment. Vice Chairman Grotke moved to approve the Consent Calendar as amended. Seconded by Councilwoman Mays. Unanimous Aye vote.

NEW BUSINESS:

RECREATION CENTER "GET FIT SPECIAL" PROGRAM (This item was moved to Consent Calendar).

WRITTEN COMMUNICATIONS:

JOHN LUCE, 364, N. 1st. Street, spoke to the Council regarding a Workers Compensation issue with Denny's Restaurant. No public comment. Received and file.

REDEVELOPMENT AGENCY:

(All items were moved to the Consent Calendar).

REPORTS:

CITY MANAGER'S REPORT. The Volunteer Center of Riverside County is asking the City of Blythe to financially participate in their United Way 2-1-1- program. Staff will try to determine the advantages/disadvantages associated with the City's participation. If there are immediate tangible benefits for the community the request for funding assistance will be included for consideration in the City's budget development process.

Summer is near and historically the City has implemented a summer dress code if there is no objection from Council, the City's summer dress code will be in place from Memorial Day to Labor Day.

The lawsuits filed by Blythe Citizens for Smart Growth (BLC003696) and MENOS (RIC 464368) against the proposed Wal-Mart project are slowly moving their way through the legal system. When people say the wheels of government move slowly, it is almost certain they are talking specifically about the judicial process. Once the clock starts it appears there are some statutory timelines, but getting started in a legal context is different than what most everyone else would think getting started means. Putting together the project's administrative record (more than 1,000 pages) that can be certified for submittal is an example of an enormous amount of preparatory work to be completed before the process starts. Staff is fairly certain about the following: a.) Wal-Mart will indemnify the City from legal expenses incurred in this matter pursuant to their project Conditions of Approval. b.) All parties except the City of Blythe will be dismissed. The City must remain because the City would be the party ordered to act by the Court if the plaintiff's are successful. Wal-Mart will respond as the real party in interest. c.) The 2 cases should be consolidated into 1 case in Department 2G of Indio Superior Court, tentatively before Judge Hopp. d.) The Court and the respective attorneys continue to have Status Conferences, and those involved work to complete the Certified Administrative Record, set a briefing schedule and schedule a meet and confer regarding settlement (a procedural requirement).

As an aside, apparently the attorney of record for the Blythe Citizens for Smart Growth has provided the Court with a Notice of Unavailability from May 21st through June 11, 2007.

CVAG's Executive Committee has created an Energy Conservation Subcommittee, and the City is requested to appoint a representative. Councilwoman Mays is the City representative on CVAG's Energy and Environmental Committee, and Councilwoman Mays has been asked to participate on the Energy Conservation Subcommittee.

Miscellaneous . . . Governor's May budget revision includes money for booking fees and full funding for the COPs program . . . Gateway Park is moving forward, and about 90% should be done by the self-imposed Memorial Day weekend, including much of the above ground work visible to motorists . . . CVAG's dues have not been increased in over 20 years, and staff expects about a \$2,500 increase for the City of Blythe for FY 07-08 . . . City Hall will be closed Monday, May 28th in observance of Memorial Day. No public comment. Received and file.

ORAL REPORTS FROM COUNCIL AND STAFF: Director of Public Works Rodkey gave a brief report on installing an odor scrubber at the Intake Lift Station (trial basis). Mr. Rodkey reported that Public Works crew workers will start working summer hours from 6 a.m. to 2:30 p.m.

City Manager Nelson gave a brief report on Arizona/California Railroad possibly discontinuing line service from Rice to Ripley. Mr. Nelson also commented on the Run for the Wall thanking everyone involved, especial law enforcement that did a tremendous job.

Councilwoman Mays commented on Run for the Wall – it was a moving experience and she is proud of our City.

Councilman Hernandez asked if the City could fix the asphalt at railroad crossing.

Mayor Crain also commented on the Run for the Wall. Mayor Crain talked to people that were involved as participants and they appreciated the reception.

PUBLIC COMMENT:

Joseph Williams, 620 N. Sola, spoke of concern about gangs, youth wearing "colors", and fights in the community.

Quenton Hanson updated the staff/Council with College, Prisons (ISP/CSP) graduation, 2 Chamber mixers: an Open House hosted by Blythe Ambulance, and All Star Cinemas celebrating their 8th Anniversary.

EXECUTIVE SESSION:

REAL ESTATE NEGOTIATIONS, pursuant to Government Code Section 54956.8, Sale of 145 N. Spring Street to Palo Verde College.

PENDING LITIGATION, pursuant to Government Code Section 54956.9, Wal-Mart Development.

ADJOURN: The Council adjourned at 7:15 p.m.

ATTEST:

Robert A. Crain, Mayor

Virginia Rivera, City Clerk

(S E A L)

City of Blythe

Station (760) 922-6117
Fax (760) 922-6127

BLYTHE
FIRE
DEPARTMENT

201 North Commercial
Blythe, California 92225

May 21, 2007

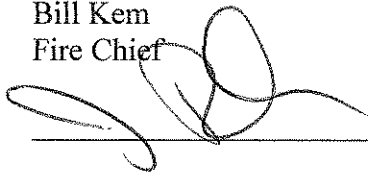
To: City of Blythe
Blythe City Council
235 N Broadway
Blythe, CA 92225

From: City of Blythe Fire Dept.
201 N Commercial
Blythe, CA 92225

The Blythe Fire Dept. is requesting that the City of Blythe wave the permit fee for the annual July 4th firework show being held at the Colorado River Fair Grounds.



Bill Kem
Fire Chief



John Bush
Association Sect.

CITY OF BLYTHE
APPLICATION FOR FIREWORKS DISPLAY

Name of Applicant: Billy Kern, Fire Chief
Name of Organization: CITY OF BLYTHE Volunteer Fire Dept.
Mailing Address of Organization: 201 N. Commercial St.
Phone and Fax Numbers: 760 - 922
Location of Display: Colorado River Country Fair, 11995 OLIVELK BLVD
Date of Display: 7-4-07
Event will begin at 9:00 A.M./P.M. and will terminate at 10:00 A.M./P.M.

8.38.080 Public Fireworks Displays: Notwithstanding any other provision of this chapter, the City Council in its discretion, may grant permits for public displays of fireworks under the supervision of the Fire Chief. Application for such permits shall be filed with the City Clerk and Fire Chief not less than ten days before such public display and shall be accompanied by a detailed statement of the items of such proposed display.

- a.) If such permit is granted, no items shall be displayed except as are contained in such statement and the City Council may in granting such permit eliminate from the statement such items as it deems hazardous and it is unlawful for the granter of such permit to exhibit or display such eliminated items.
- b.) Such public display shall be under the supervision of the Fire Chief and/or such persons as he shall designate and authorize.
- c.) The fee for such permit shall be one hundred dollars for each display; provided, however, that the City Council may waive or reduce such fee, in its discretion, where the application is made by a fraternal organization.
- d.) Such display and/or displays shall be held at such place and time as designated in the permit.
- e.) Such display site shall have been inspected and approved by the Fire Chief.

I, the applicant hereby certify that the information given above is true and correct.
Certified this 23rd day of May, 2007.

Date: 5-23-07 Applicant Signature: Billy Kern

This Permit is Approved/Disapproved pursuant to the provisions of Ordinance No. 757-99 of the City of Blythe.

Billy Kern 5-23-07
Fire Chief Date

Les Nelson 5-24-07
City Manager Date

Applicant: Billy Kern / Blythe Volunteer Fire Dept. Receipt # _____

Mailing Address: 201 N. Commercial Amount # _____

Application for Permit -- Public Fireworks Display

We, Pyro Spectaculars, hereby make application for permit to conduct a display of fireworks by the California State Health and Safety Code, and agree to comply in every particular with the law pertaining thereto as set forth in Part 2 of Division 11, Division 12, and other applicable sections of the Health Safety Code, and the Rules and Regulations adopted by the State Fire Marshal.

Sponsoring Organization: **Blythe Fire Department**

Add: **201 N. Commercial Blythe, CA. 92225**

Person in charge of display: **Curtis Creceffius Lic#: 1063-02 (760) 835-1861**

Location of display: **Colorado River County Fair - Racetrack 11995 Olive Lake Blvd Blythe, CA**

Dates of display: **Wednesday, July 04, 2007**

Time of display: **Approximately 9:00 PM**

Pyrotechnic Operator in charge (license number):

Curtis Creceffius Lic#: 1063-02 (760) 835-1861

Type of Display:

☒ Aerial

☒ Low Level

☒ Set Pieces

☐ Devices

☐ Manual

☒ Electric

Description of Product to be Fired

High Level Aerial (Approximately 200 - 1,000 feet)

50 - 3" Salute(s)

90 - 2.5" Single Break Aerial Shell(s)

94 - 3" Single Break Aerial Shell(s)

153 - 4" Single Break Aerial Shell(s)

71 - 5" Single Break Aerial Shell(s)

62 - 6" Single Break Aerial Shell(s)

5 - 2.5" Multi-Shot Device(s)

Low Level II (Approximately 150 - 300 feet)

8 - Multi-Shot Devices (s)

Set Pieces

1 - Set Piece

Description of storage facilities and location on grounds: **Delivered to site on date of display**

Insurance/License

Workers Compensation: **State Compensation Insurance Fund**

Date: **10/14/2006 - 10/14/2007**

Public Liability Insurance: **\$1,000,000.00** (Certificate attached)

General Public Display License No. 672 issued by State Fire Marshal

Applicant's Signature

Applicant's Address

Pyro Spectaculars

PO Box 2329, Rialto, CA 92377

APPROVAL FOR PERMIT

PERMIT FOR PUBLIC DISPLAY OF FIREWORKS to be held (date)

7/4/07

is hereby Granted ☒ Denied ☐

Signature

Title

Billy Van
Fire Chief

DRAYTON INSURANCE BROKERS, INC.

2500 CENTER POINT ROAD, SUITE 301
BIRMINGHAM, ALABAMA 35215
TELEPHONE: (205) 854-5806

POST OFFICE BOX 94067
BIRMINGHAM, ALABAMA 35220
FAX: (205) 854-5899

CERTIFICATE OF INSURANCE

NO. 720423

We certify that insurance as outlined below is afforded the Named Insured under policy CA000002771-21 issued by Admiral Insurance Company.

NAMED INSURED	Pyro Spectaculars, Inc. Pyro Events, Inc. Astro Pyrotechnics, Inc. P.O. Box 2329 Rialto, California 92377	PPA Spectaculars North American Fireworks Co., Inc. (NAFCO) San Diego Fireworks Pyro Spectaculars Canada, Inc.
PERIOD	January 13, 2007 to January 12, 2008; Both days inclusive.	
COVERAGE	Commercial General Liability. Covering against the legal liability of the Named Insured for Bodily Injury and Property Damage caused by, or arising from, the preparation for, the firing of, or the clearance following fireworks display(s) stated below.	
LIMITS OF LIABILITY	A) Each Occurrence B) General Aggregate C) Products & Completed Operations Aggregate	\$1,000,000 \$2,000,000 \$2,000,000

The addition of more than one insured does not serve to increase the limits of liability. Aggregate limits shown may have been reduced by paid claims.

It is certified that, in accordance with, and subject to, the terms of the above policy, the following SPONSORS AND PROPERTY OWNERS AND LICENSING AUTHORITIES are included as Additional Insured(s), but only in respect of the legal liability of such Additional Insured(s) for Bodily Injury and Property Damage caused by the operations of the Named Insured in connection with the firing of the fireworks display(s) stated below. The insurance afforded any Additional Insured does not include coverage for any injury or damage arising from the failure of such Additional Insured to fulfill its obligations specified in its contract with the Named Insured.

NAME & ADDRESS OF INSURED SPONSORS
PROPERTY OWNERS, LICENSORS

**Blythe Fire Department
129 South 2nd Street
Blythe, California 92226**

ADDITIONAL INSURED(S): **Blythe Fire Department, and City of Blythe, and Blythe Jaycees, and David Elms, and County of Riverside, and Riverside County Fire Department, and Colorado River County Fair, and 54th District Agricultural Association, and the State of California, and their officers, agents and employees when acting in their official capacity as such.**

It is agreed and understood that the **State of California** and the **54th District Agricultural Association** shall not be held liable for any premiums or assessments on this policy.

DISPLAY LOCATION
**Colorado River County Fair
Blythe, CA**

DISPLAY DATE(S)
July 4, 2007

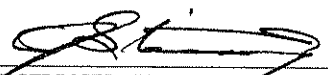
This insurance applies automatically if the described display is fired on any alternative date because of cancellation on the date shown due to weather or other cause; however, IN NO EVENT WILL COVERAGE APPLY TO BODILY INJURY OR PROPERTY DAMAGE SUSTAINED AFTER January 12, 2008.

This certificate is not an insurance policy and does not in any way amend, extend or alter the coverage afforded by the policy listed above. For particulars concerning the terms, exclusions and conditions of such policy each Additional Insured is referred to the policy documents in the possession of the Named Insured. Should the above described policy be cancelled before the expiration date thereof, the issuing company will mail 30 days' prior written notice to the above named Additional Insured.

DRAYTON INSURANCE BROKERS, INC.

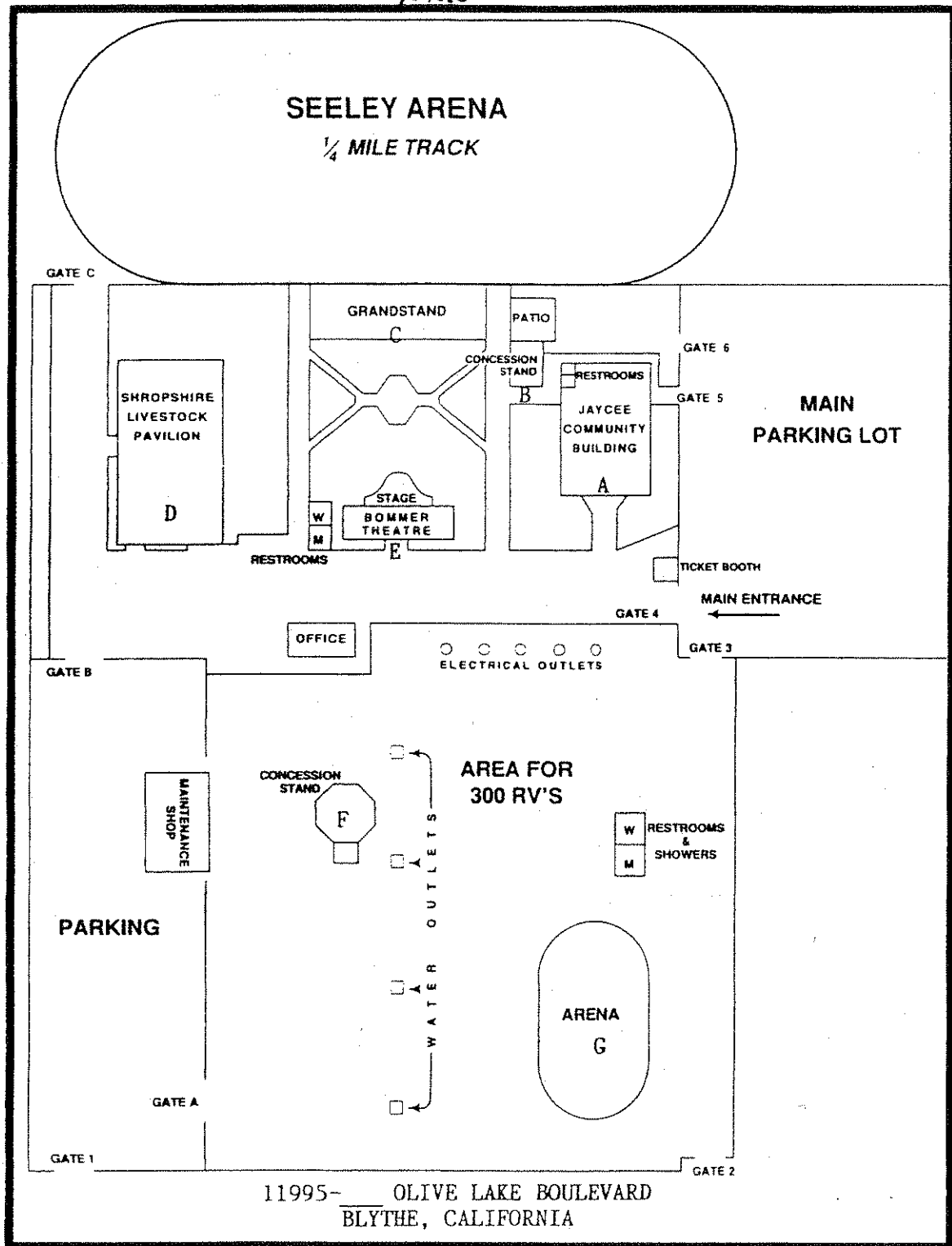
May 10, 2007

DATE OF ISSUE

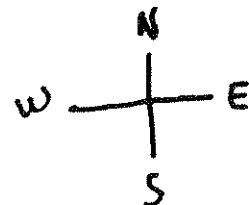

A.J. STRINGER, PRESIDENT
CALIFORNIA LICENSE NO. 0A18664

COLORADO RIVER COUNTRY FAIRGROUNDS

pyro-site
xxx



Plot Plan



CITY COUNCIL STAFF REPORT



TO: Mayor and City Council

FROM: Planning Director Wellman *gw*

DATE: June 26, 2007

SUBJECT: General Plan Annual Report - Including Housing Element Report for 2006

LOCATION: City Wide

BACKGROUND: Government Code Section 65400(b) requires that the planning agency of local governments provide an annual report to the legislative body on the status of the General Plan and progress in its implementation, including the progress in meeting its share of regional housing needs pursuant to Section 65584. Additionally, the annual report should include information concerning local efforts to remove governmental constraints to the maintenance, improvement, and development of housing pursuant to Section 65583 (c) (3). The annual report is required to be provided to the legislative body on or before July 1 of each year. The following information is provided in compliance with Government Code requirements.

Status of General Plan and Implementation Process

General Plan Elements: The City of Blythe has completed a comprehensive update to its General Plan (1989 Comprehensive Plan for the City of Blythe). The updated General Plan will guide the long-term development of the City of Blythe, the existing Sphere of Influence and three new Planning Areas, through land use planning, policy implementation and establishment of development guidelines through 2025.

General Plan 2025 includes the following Elements:

- Community Design;
- Land Use;
- Circulation
- Housing (Adopted 11/2004)
- Open Space and Conservation;
- Parks and Recreation;
- Safety;
- Noise; and,
- Colorado River Corridor (Area) Plan.

The Housing Element [which was adopted in November 2004 and was valid through the current planning period which ended January 1, 2006] was not updated with the balance of the General Plan. An update of the Housing Element is expected to begin in mid-2007, with completion scheduled in early 2008, predicated on adoption of the Final Regional Housing Needs Allocation Plan for the Planning Period January 1, 2006 through June 30, 2014.

General Plan 2025 addresses citywide concerns about growth and conservation. Topics such as resource management, community design, affordable housing, safety, noise, and community services are included because they all have physical and environmental implications that are critical to the creation of a sustainable community.

The policies of General Plan 2025 reflect the following overall themes:

- Sustainable Development that Balances Growth and Conservation;
- Resource-Based Planning;
- Protection of Agricultural and Natural Resources;
- Setting Urban Growth Limits;
- Enhancement of Community Character and Identity;
- Neighborhood-Oriented Development;
- Economic Development; and,
- Fostering Development Patterns that Offer Alternatives to Automobile Use.

The General Plan includes an Area Plan for the Colorado River Corridor area. The Colorado River Corridor planning area is approximately 6,000 acres in size and contains approximately 12-miles of Colorado River-front lands within the City limits and existing Sphere-of-Influence.

Although they are currently located outside of the City's Sphere-of-Influence, the City has included three new Planning Areas in General Plan 2025 that are relevant to the City's long term land use planning and policy efforts. One of the planning areas is located north of the existing City limits and/or Sphere-of-Influence adjacent to the Colorado River. The second area is located south of the existing sphere-of-influence boundary along the Colorado River, with the third planning area located north and west of the Blythe Municipal Golf Course.

Adoption (updated):	March 23, 2007
Amendments:	Resolution 07-699 - General Plan 2025 Adoption
Pending Amendments:	None

**City of Blythe
General Plan Housing Element
2006 Annual Report**

The **Housing Element** identifies and analyzes existing and projected housing needs and includes a statement of goals, policies, quantified objectives, financial resources and scheduled programs for the preservation, improvement and development of housing. The housing element is required to identify adequate sites for housing, including rental housing, factory-built housing and mobile homes and also to make adequate provisions for the existing and projected needs of all economic segments of the community.

Adoption (updated): November 23, 2004

HCD Compliance Date: June 6, 2003

Amendments: Resolution 04-928 - Housing Element Update

Pending Amendments: None

Status of Regional Housing Needs Allocation

Based on HCD's determination of regional housing need, the Southern California Association of Governments (SCAG) will assign the amount of increased housing that each local unit of government within its region is expected to provide. This construction need is referred to as the Regional Housing Needs Assessment numbers or RHNA. Although SCAG, as the regional association of governments, assigns the RHNA numbers, the City of Blythe is also a member of the Coachella Valley Association of Governments (CVAG), the sub-regional association. CVAG and its member cities, which includes the City of Blythe, work cooperatively in meeting their housing needs. SCAG assigns the RHNA numbers for the sub-region that includes Blythe. The construction need for Blythe, therefore, fulfills a portion of the total construction need that has been assigned for the sub-region.

For the 2006-2014 RHNA assignment period, the City of Blythe has been allocated 778 households-an increase of approximately 14% over the existing housing stock. **Table 1** provides the housing need projections, classified by income level, for the City as identified by SCAG.

**Table 1
Blythe Household Need Projection by Income Group
2006-2014**

Total Units	Very Low Income	Low Income	Moderate Income	Above Moderate Income
778	177	128	144	329

Table 2 provides the 2006 maximum San Bernardino/Riverside County very low, low, moderate and above moderate household income limits as determined by the U.S. Department of Housing and Urban Development (HUD). Although household incomes vary considerably throughout Riverside and San Bernardino Counties, the City is required to use countywide HUD income limits to evaluate housing affordability.

Table 2
2006 San Bernardino/Riverside County Maximum Household Income Limits

Income Group	Household Size				
	1 Person	2 Person	3 Person	4 Person	5 Person
Very Low	\$20,500	\$23,000	\$25,900	\$28,750	\$31,050
Low	\$32,200	\$36,800	\$41,400	\$46,000	\$49,700
Moderate	\$40,300	\$46,000	\$51,800	\$57,500	\$62,100
Above Moderate	\$48,300	\$55,200	\$62,100	\$69,000	\$74,500

Source: Stradling Yocca Carlson & Rauth 2006 San Bernardino/Riverside County Affordable Housing Worksheet

Table 3 provides Blythe's household distribution by income group for the Year 1999 and an estimate for the Year 2005.

Table 3
Blythe's Household Distribution By Income Group

Income Group	1999 ¹ Number	(%)	2005 ² Number
Les than \$10,000	676	16.80%	734
\$10,000 - \$14,999	306	7.60%	332
\$15,000 - \$24,999	512	12.70%	555
\$25,000 - \$34,999	501	12.40%	542
\$35,000 - \$49,999	610	15.10%	660
\$50,000 - \$74,999	844	20.90%	913
\$75,999 - \$99,999	384	9.50%	415
\$100,000 - \$149,999	153	3.80%	166
\$150,000 - \$199,999	28	0.70%	31
\$200,000 +	20	0.50%	22

¹ Source: Census 2000

² Source: Unofficial Estimate by SCAG

Table 4 provides the corresponding sales price ranges for housing units in each income group based upon 2000 income limits.

Table 4
Affordable Rent and Purchase Price by Income Category
Year 2000

Type	Annual Income ¹	Affordable Rent Payment ²	Estimated Affordable Purchase Price ³
Extremely Low	Under \$14,220	\$356	Under \$50,000
Very Low	\$14,220 - \$23,700	\$357 - \$593	\$50,000 - \$85,000
Low	\$23,701 - \$37,920	\$594 - \$948	\$85,000 - \$130,000
Moderate	\$37,921 - \$56,880	\$949 - \$1,422	\$130,000 - \$180,000
Above Moderate	Over \$56,880	Over \$1,422	Over \$180,000

¹ Income limits established by HUD. Based on MFI of \$47,400 for Riverside County.

² Based on 30% of income.

³ Assumes 10% down payment, an 7.5% interest rate, 1.25% tax and homeowners insurance.

Source: Riverside County General Plan Housing Element

Table 5 shows the City's overall progress in meeting its share of the most recently projected regional housing needs. In 2006, the City added 60 new residential units, approximately 7.7% of the identified need (778/60).

Table 5
City's Progress in Achieving Its Share
Of Projected Regional Housing Needs

Income Group Affordability	Housing Unit Allocation	Units Added ¹		Remaining Need
		2006	Total for Planning Period	
Extremely Low	n/a	5	5	n/a ²
Very Low	177	27	27	145
Low	128	7	7	121
Moderate	144	9	9	135
Above Moderate	329	12	12	317
Total	778	60	60	718

¹ Distribution of housing units is based on building permit valuation increased by 30%.

² Units have been subtracted from the very low remaining need.

Table 6 shows the City's overall progress in meeting its share of the 1998-2005 Planning Period projected regional housing need. The City has added 596 new housing units since 1998. This represents approximately 70 percent (596/853) of the City's Regional Housing Need Allocation as set forth by SCAG. It should be noted that of the unmet need, 30 percent (257/853) was for above moderate housing.

Table 6
City's Progress In Achieving Its Share
Of Projected Regional Housing Needs

Income Group Affordability	Housing Unit Allocation	Units Added ¹									Remaining Need
		1998	1999	2000	2001	2002	2003	2004	2005	Total for 1998-2005	
Extremely Low			5	4	4	6	3	2	4	28	n/a ²
Very Low	234	21	42	27	11	15	2	6	6	130	76
Low	137	25	52	7	2	58	31	35	34	244 ³	-107
Moderate	166	2	28	0	0	47	0	69	32	178	-12
Above Moderate	316	1	4	1	0	1	0	2	7	16	300
Total	853	49	131 ⁴	39	17	127 ⁴	36	114	83	596	257

¹ Distribution of housing units is based on building permit valuation increased by 15%.

² Units have been subtracted from the very low remaining need.

³ Includes 37 units of 45 year deed restricted SFR.

⁴ Includes 81 units of 55 year deed restricted MFR.

Effectiveness in Meeting Goals and Objectives

Goal I – Overall Housing Production

Program 1 Water Infrastructure Capital Improvement

Status In January, 2007, the City dedicated its new water production and treatment facility. The new facility has a storage capacity of two mg; in combination with existing storage and recently improved delivery systems and capabilities, the City water system is able to serve the existing population and provide for [limited] future growth.

The City has extended an eight-inch water line to the community of Balzburg. The new line will serve 100± existing residential units in addition to future units that may be constructed within the tie-in area.

Extension of an eight-inch water line, south on Riviera Drive, is planned to begin construction in mid-2008. When complete, the water line and additional storage will provide potable water to some 250 existing residential units.

Program 2 Sanitary Sewer Line Extensions

Status The City is currently constructing a twelve-inch force main within the community of Balzburg. The new line will serve 100± existing residential units in addition to future units that may be constructed within the tie-in area.

Program 3 Zoning Changes

Status With adoption of General Plan 2025, sufficient medium- and high-density residential lands have been designated to accommodate the projected housing needs of the community.

Program 4 Infill Land Use Inventory

Status A comprehensive land use inventory was completed in early 2007. Data from the inventory is being compiled and will be provided by the project consultant during the third quarter of 2007. Said information will be used to update the Housing Element

Goal II – Housing Affordability

Program 6 Single Family Self Help Home Development Program Expansion

Status Although the City of Blythe/Blythe Redevelopment Agency are not in themselves developing a self help home program nor constructing self help homes, the City/RDA has in the past supported such projects both monetarily and with assistance through the entitlement process. The City of Blythe/RDA recognizes the importance of such programs/development; and will continue to encourage and support them

Program 7 Rehabilitation of “Fixer-up Homes” by Low and Very Low Income Persons

Status For the last several years, the City of Blythe has made a monetary matching grant contribution towards Desert Alliance for Community Empowerment’s application for USDA Housing Preservation Grant funds. DACE has been successful in obtaining and administering the grant funds on behalf of the City of Blythe.

The City of Blythe is participating with the Riverside County Economic Development Agency to enhance home repair programs within the community.

Program 8 Mobile Home Park Upgrade

Status Six of the nine mobile home parks within the City have been designated as “in substantial compliance” by the Chief Building Inspector/Fire Marshal. The three remaining parks have been re-inspected and follow-up compliance inspections are scheduled for 2007. Chief Building Inspector Covell is to be commended for his efforts over the last two years for: 1) having inspected all of the nine parks within the City; and 2) for having a [to-date] 66% “in substantial compliance” rate, with a goal of 100% compliance by the end of 2007.

Program 9 Various Mortgage Assistance Programs

Status The City of Blythe is participating with the Riverside County Economic Development Agency to enhance mortgage assistance programs within the community.

Program 10 Encourage Energy Conservation

Status Through proper enforcement of existing Title 24 requirements, the City of Blythe is encouraging energy conservation in new residential and commercial construction.

Program 11 Senior Home Repair

Status For the last several years, the City of Blythe has made a monetary matching grant contribution towards Desert Alliance for Community Empowerment’s application for USDA Housing Preservation Grant funds. DACE has been successful in obtaining and administering the grant funds on behalf of the City of Blythe.

The City of Blythe is participating with the Riverside County Economic Development Agency to enhance home repair programs within the community.

Program 12 Home Improvement Program (HIP) and Housing Preservation Grant (HPG)
Status For the last several years, the City of Blythe has made a monetary matching grant contribution towards Desert Alliance for Community Empowerment's application for USDA Housing Preservation Grant funds. DACE has been successful in obtaining and administering the grant funds on behalf of the City of Blythe.

Program 13 Weatherization Program
Status *Pending*

Program 14 Code Enforcement of Substandard Rental Units
Status *Ongoing*

Program 15 Monitoring of Subsidized Housing Units
Status *Pending*

Program 16 Promoting Infrastructure Improvements in Established Urban Neighborhoods
Status *See Programs 1 and 2*

Program 17 Screening of Public Owned Industrial Properties Adjacent to low/mod income residential areas
Status *Pending*

Goal III – Increase Senior Specialized Housing/Service Needs

Program 18 Additional Senior Multi-Family Housing
Status *Pending*

Program 19 Increase the Skilled Nursing Facility Capacity
Status *Pending*

Program 20 Related Transportation Services
Status Desert Roadrunner provides both fixed bus route service and dial-a-ride services within the community. Residential and commercial projects, through the entitlement process, are required to provide appropriate transportation service related amenities, including bus turn outs and shaded seating at bus stops.

Goal IV – Farmworker Housing

Program 21 Increase Home Ownership Among Farmworkers
Status *Pending*

Program 22 Migrant Worker Housing Code Enforcement
Status *Pending*

Goal V – Homeless Continuum of Care Programs

Program 23 Re-establish a Homeless Emergency Care Facility

Status The City of Blythe is currently in negotiations to acquire an appropriately sized and zoned site for construction of a homeless services facility. If successful in the acquisition and subsequent construction; the homeless services facility is intended to be a “one-stop” center for the homeless community and may include services ranging from feeding, shower and laundry programs to homeless and transitional housing/shelter. The facility will bring existing non-profit organizations and future service providers under one roof to pool resources and reduce duplication of service. It is expected the facility will be operated and maintained by a qualified non-profit organization through a memorandum of understanding with the City of Blythe.

Program 24 Establish Transitional and Permanent Housing

Status *See Program 23*

Program 25 Case Worker Manager

Status *See Program 23*

Program 26 Expanded Emergency Rental Assistance

Status *See Program 23*

Goal VI – Drug and Alcohol Rehabilitation Programs

Program 27 Expanded Rehabilitation Services for Men and Women

Status *Pending*

Goal VII – Fair Housing

Program 28 Undertake Study of Potential Disabilities Constraints

Status *Pending*

Program 29 Support of Anti-Discrimination Programs

Status *Ongoing*

Goal VIII – Public input and Program Implementation

Program 30 Homeless Continuum of Care

Status The City of Blythe is an active participant in the (Riverside County) Homeless Continuum of Care meetings, workshops and housing summits. The City actively participated in the 2005 and 2006 homeless census and will continue to participate to the extent possible to reach the regional goal to end homelessness within the next 10 years.

Program 31 Housing Summit

Status *See Program 30*

Program 33 Process for Planning Uses of Blythe RDA Low/Mod Income Funds

Status *Ongoing*

Program 34 Monitoring and Incremental Corrections Re-evaluation

Status *Ongoing*

Local Efforts to Remove Governmental Constraints to the Maintenance, Improvement, and Development of Housing

Steps that the City has taken to remove governmental constraints that hinder the development of affordable housing include the following:

1. Continued implementation of the City's General Plan, including the Housing Element.
2. Continued processing of Development Plans which include an affordable housing component as a portion of the project Development Agreements.
3. Zoning Ordinance revisions, which encourage and allow the City Council more flexibility in approving reductions in standards for Affordable Housing projects.
4. Compliance with the affordable housing provisions of the Community Redevelopment Law.
5. Allocation of CDBG funds for housing services and street improvements in lower income neighborhoods to encourage rehabilitation and revitalization.

cc: Les Nelson, City Manager
Planning Commission - Blythe
Coachella Valley Association of Governments
County of Riverside Planning Division
State Department of Housing and Community Development
Governor's Office of Planning and Research

RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO:

City Clerk
City of Blythe
235 North Broadway
Blythe, Ca 92225

SPACE ABOVE FOR RECORDERS USE ONLY

NOTICE OF COMPLETION

Notice is hereby given that:

1. The undersigned is owner or corporate officer of the owner of the interest or estate below in the property hereinafter described:

2. The full name of the owner is: City of Blythe

3. The full address of the owner is: 235 North Broadway Blythe, California 92225

4. The nature of the interest or estate is in fee. _____

(If other than fee, strike "In Fee" and insert, for example, "purchaser under contract of purchase," or "lessee")

5. The full names and full addresses of all persons, if any who hold title with the undersigned as joint tenants in common are:

Names

Addresses

None

6. A work of improvement on the property hereinafter described was completed on May 17, 2007. The work was:

The Lovekin Blvd. / Chanslorway Pavement Rehabilitation Project 2006 which consisted of construction of curb, gutter, sidewalk, installation of a storm drain system, and reconstruction of the existing street section.

7. The name of the contractor, if any, for such work of improvement was:

Granite Construction Company 38000 Monroe Street, Indio, CA 92203

8. The property on which said work of improvement was completed is in the City of Blythe, California, County of Riverside, State of California, and is described as follows:

Public Right-of-Way known as Chanslorway/Riverside Dr., shown as East St. on the re-subdivision map of the City of Blythe Book 7, Page 28 on April 13, 1910, from Lovekin Blvd., shown as North St. on the aforementioned map, to approximately 2,016 ft. east of the centerline of 7th St./C&D Blvd as shown on Record of Survey Book 38, Page 81 dated January 23 1963. Also, Public Right-of-Way known as Lovekin Blvd./North St. from approximately 886 ft. south of the southerly boundary of Parcel I, as shown on the re-subdivision map of the City of Blythe Book 7, Page 28 on April 13, 1910 to US 60-70 also known as Hobsonway dedicated to the City of Blythe by recordation of a re-subdivision map of the City of Blythe Book 7, Page 28 on April 13, 1910 and as shown on Record of Survey Book 38, Page 81 dated January 23, 1963.

9. The street address of said property is: None

(If no street address has been officially assigned, insert "none")
City of Blythe

By: _____
Attest: City Clerk

Robert Crain, Mayor

VERIFICATION

I, the undersigned, say: I am the Mayor of the City of Blythe the Declarant of the foregoing notice of completion; I have read said notice of completion and know the contents thereof; the same of my own knowledge.

I declare under the penalty of perjury that the foregoing is true and correct.

Executed on _____, 2007, at Blythe, California

(Personal signature of the individual who is swearing that the contents of the notice of completion are true)

RECORDING REQUESTED BY AND WHEN RECORDED MAIL TO: City Clerk City of Blythe 235 North Broadway Blythe, Ca 92225	SPACE ABOVE FOR RECORDERS USE ONLY
--	------------------------------------

EXEMPT RECORDING FEE § 27383

NOTICE OF COMPLETION

Notice is hereby given that:

1. The undersigned is owner or corporate officer of the owner of the interest or estate below in the property hereinafter described:

2. The full name of the owner is: City of Blythe

3. The full address of the owner is: 235 North Broadway Blythe, California 92225

4. The nature of the interest or estate is in fee. _____
(if other than fee, strike "in Fee" and insert, for example, "purchaser under contract of purchase," or "lessee")

5. The full names and full addresses of all persons, if any who hold title with the undersigned as joint tenants in common are:

Names

Addresses

None

6. A work of improvement on the property hereinafter described was completed on June 7, 2007. The work was: _____

Constructing a Booster Pump Station for the Blythe Water Production & Treatment Facility

7. The name of the contractor, if any, for such work of improvement was:

FLOWTRONEX ITT, 10661 NEWKIRK STREET, DALLAS, TX 75220

8. The property on which said work of improvement was completed is in the City of Blythe, California, County of Riverside, State of California, and is described as follows:

The NORTH 660 FEET OF THE EAST 600.00-FT OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 28, TOWNSHIP 6 SOUT, RANGE 23 EAST, SAN BERNARDINO BASE AND MERIDIAN AS SHOWN BY "SECOND MAP SHOWING 40 ACRE SUBDIVISION OF PORTION OF LANDS OF PALO VERDE LAND AND WATER COMPANY" ON FILE IN BOOK 6, PAGE 59 OF MAPS, RECORDS OF RIVERSIDE COUNTY, CALIFORNIA. SAID PROPERTY IS ALSO KNOWN AS THE CITY OF BLYTHE, EAST CHANSLORWAY WATER PRODUCTION AND TREATMENT FACILITY.

9. The street address of said property is: 554 RANCHETTE ROAD, BLYTHE, CA 92225

(if no street address has been officially assigned, insert "none")

Attest: City Clerk

By: _____
Robert Crain, Mayor
City of Blythe

VERIFICATION

I, the undersigned, say: I am the Mayor of the City of Blythe the Declarant of the foregoing notice of completion; I have read said notice of completion and know the contents thereof; the same of my own knowledge.

I declare under the penalty of perjury that the foregoing is true and correct.

Executed on _____, 2007, at Blythe, California

(Personal signature of the individual who is swearing that the contents of the notice of completion are true)

BLYTHE CITY COUNCIL

June 12, 2007

Honorable Mayor and Members of the
Blythe City Council

REJECTION OF CLAIMS(S) FOR DAMAGES – John Kilgore

"The time within which a claimant against a public entity must file suit to avoid the bar of the statute of limitations depends upon whether the public entity gives notice of rejection of the claim. If such notice is given, the statute of limitations is six months, if not, it is two years from the accrual of the cause of action." (Govt. Code Section 945.6)

BACKGROUND

On May 16, 2007, this claim was filed for property damages. The claim alleges a leak in the water supply lateral was caused by recent repairs made to the meter by City of Blythe employees.

The initial claim(s) were submitted to the City's liability claims administrator, Public Entity Risk Management Authority (PERMA) for review and recommendation. Attached is the PERMA claims adjuster's recommended rejection of claim(s) in accordance with Section 913 of the Government Code.

The claim(s) files containing related documents are available for Council review in the office of the Finance Director.

RECOMMENDATION

Staff recommends rejection of this claim pursuant to law.

Helen Colbert
Risk Manager



June 5, 2007

Helen Colbert, Director of Finance/Risk Manager
City of Blythe
235 N. Broadway
Blythe, CA 92225

RE: **John Kilgore v. City of Blythe**

Date of Loss : 05/7/07

Our File Number : BT0707

Dear Ms. Colbert:

PERMA is in receipt of the above-captioned claim filed against the City of Blythe by John Kilgore. Mr. Kilgore claims that a leak in his water supply lateral was caused by recent repairs to the meter by city water personnel.

We request that you take the action indicated below:

CLAIM REJECTION: Written rejection of claim by authorized board/officer in accordance with Government Code Section 913.

Please copy PERMA on the notice to the claimant.

Thank you for your assistance in this matter. If you have any questions or concerns, please feel free to contact me.

Sincerely,

Dennis M. Molloy
Claims Manager

A public

agency

since

1985

77-670

Springfield Lane

Suite 1A

Palm Desert

CA 92211

phone

760.360.4966

fax

760.360.3264



BLYTHE REDEVELOPMENT AGENCY

TO: Chairman and Members of the Board

FROM: Helen Colbert, Director of Finance

DATE: June 12, 2007

SUBJECT: Request No. 20 From RDA Revolving Fund Account

BACKGROUND

The RDA Revolving Fund Account was designated to be used for temporary cash-flow loans to the City for those projects or expenditures in which the City must front the money and then request reimbursement from the funding agency.

Attached for review and approval is the twentieth (20) request of funds from the RDA Revolving Fund Account. Attachment 1 is the actual request from the City for those funds which are to be reimbursed from other sources. Attachment 2 is the documentation for expenditures on the Lovekin/Chanslorway Resurfacing Project, with the source of repayment being from the Commercial Paper Program.

The current available balance in the RDA Revolving Fund Account is \$1,313,114. The amount of outstanding claims which are yet to be reimbursed is \$ 936,886.

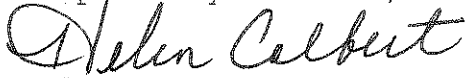
Pursuant to the Guidelines of the RDA Revolving Fund Account, procedurally this request should first go before the Economic Development Ad Hoc Committee, but due to the City's current cash flow, scheduling conflicts, and payments that need to be made within the next few days, the request is being submitted directly to the Agency Board.

The total amount being requested at this time is \$1,313,114. This amount will be repaid to the Redevelopment Agency as soon as the Commercial Paper funds are received and it will be repaid at half the current LAIF interest rate or 2.63%.

RECOMMENDATION

It is recommended that the RDA Board of Directors authorize the loan request from the RDA Revolving Fund Account for the City in the amount of \$1,313,114, towards the Lovekin/Chanslorway Resurfacing Project, with said amount to be repaid from the Commercial Paper Program.

Respectfully Submitted,



Helen Colbert
Director of Finance

CONCUR:



Les Nelson, Executive Director

CITY OF BLYTHE

REQUEST NO. 20 RDA REVOLVING FUND ACCOUNT

AMOUNT REQUESTED: \$1,313,114

FOR: Expenditures related to the Lovekin/Chanslorway
Resurfacing Project

SOURCE OF REPAYMENT:

Commercial Paper Program \$1,313,114

TOTAL REQUESTED: \$1,313,114

REQUESTED BY: 
(Signature)

Date Requested: 06/12/2007 Date Repaid: _____

Date Approved: _____ Amt. Repaid _____

Check Number: _____

Check Date: _____

APPLICATION AND CERTIFICATE FOR PAYMENT

A DOCUMENT G702

TO (OWNER):

City of Blythe
235 N. Broadway
Blythe, CA 92225

PROJECT:

Lovekin Blvd. / Chansloway Pavement
Rehabilitation Project 2006

APPLICATION NO: 4 REVISED

PERIOD TO: 4/30/2007
From: 4/1/2007
ENG. Project No:

Distribution to:

☒ OWNER
☐ ENGINEER
☐ CONTRACTOR

FROM (CONTRACTOR):

Granite Construction Co.
P.O. Box 50085
Watsonville, CA 95077

VIA (ENGINEER):

City of Blythe
440 S. Main St.
Blythe, CA 92225

Customer No. 302032
GCCO Job No. 225750

ATTN: CHAD AABY

CONTRACT DATE:

9/26/2006

CONTRACTOR'S APPLICATION FOR PAYMENT

CHANGE ORDER SUMMARY			
Change Orders approved in previous months by Owner		ADDITIONS	DEDUCTIONS
TOTAL		\$ 25,025.56	
Approved this Month			
Number	444107		
Date approved	3/27/07	\$ 119,992.50	
TOTALS		\$ 119,992.50	\$ 145,018.06
Net change by Change Orders			

The undersigned Contractor certifies that to the best of the Contractor's Knowledge,

Information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR:

Date: 5/15/07

By: [Signature]

Application is made for Payment, as shown below, in connection with the Contract.

Continuation Sheet, AIA Document G703, is attached.

1. ORIGINAL CONTRACT SUM	\$ 2,047,717.13
2. Net change by Change Orders	\$ 145,018.06
3. CONTRACT SUM TO DATE (Line 1 2)	\$ 2,192,735.19
4. TOTAL COMPLETED & STORED TO DATE	\$ 1,951,545.56

Column G on G703

5. RETAINAGE:

a. 10 % of completed Work \$: \$ 195,154.56

(Column D+E on G703)

b. 10 % of Stored Material \$

Total Retainage (Line 5a+5b or

	195,154.56
	\$ 195,154.56
	\$ 1,756,391.00

Total in Column I of G703

6. TOTAL EARNED LESS RETAINAGE

(Line 4 less Line 5 Total)

7. LESS PREVIOUS CERTIFICATES FOR

PAYMENT (Line 6 from prior Certificate)

8. CURRENT PAYMENT DUE

9. BALANCE TO FINISH, PLUS RETAINAGE

(Line 3 less Line 6)

	567,639.46
	\$ 1,188,751.54
	\$ 436,344.19

① RETENTION AMOUNT ON CLAIM \$ 132,083.51

ENGINEER'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the above application, the Engineer certifies to the Owner that to the best of the Engineer's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

② AMOUNT CERTIFIED

(Attach explanation if amount certified differs from the amount applied for)

ENGINEER:

By: [Signature]

Chad Aaby, P.E.

Date: 5/23/07

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor name herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

\$ 1,188,751.54

235 N. BRADWAY, BLYTHE, CA 92225

**COMPETITIVE PRICING
BIDS/QUOTES**

VENDOR NUMBER	ORDER DATE	ORDERED BY	CHECK NUMBER	CHECK DATE	FINANCE DEPT., AUDIT & DATE
004349	6/1/67	Mallory			

VENDOR ADDRESS:

SHIP TO ADDRESS:

U.S. ROCK, N.A.

QUANTITY	DESCRIPTION OF GOODS OR SERVICES	VENDOR EST.		CITY ACTUAL	
		UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
	lower in / chanterway pavement project				
	Granite Construction, Co.				
	Progress payment # 4 Retention				132,083.

SUB TOTAL					
TAX					
FREIGHT					
TOTAL					132 683

IMPORTANT - PLEASE READ CAREFULLY

1. ALL FREIGHT OR CARRYING CHARGES MUST BE PREPAID.
2. FEDERAL EXCISE TAXES SHALL NOT BE INCLUDED IN THE AMOUNTS SHOWN ON THIS CLAIM.
3. THE P.O. NUMBER, ON THIS FORM, MUST APPEAR ON ALL PACKAGES AND PAPERS RELATING TO THIS ORDER.

FOR CITY USE ONLY

I, the undersigned, do hereby certify under penalty of perjury, that the materials have been furnished, the services rendered or the labor performed as described herein and that the claim is a just, due and unpaid obligation against the City of Blythe, California, and that I am authorized to authenticate and certify to said claim.

APPROVED
FOR PAYMENT

Allen G. Galt

DEPARTMENT DIRECTOR

DIRECTOR OF FINANCE

INVOICE NO.	INVOICE DATE	DEPT. AUDIT	AUDIT DATE
6	4/1/67	WMS	6/11/67

PURPOSE OF PURCHASE			
Lowden Macab project			

FUND	DEPT.	CLASS	SUB CLASS	OBJECT	SUB OBJECT	UNIT #	EST.	COST
370	00	431	21	452	007			132,083. ⁵¹
TOTAL								

DEPARTMENT

DEPARTMENTAL APPROVAL

ATTACHMENT 2

☐ PURCHASE ☐ CONFIRM

1. SUGGESTED VENDOR:

Name _____

ADDRESS

CITY STATE

STATE

TEL: 011-2610 2222

Q1070310

QUOTED/BID
PRICE (INCLUDING TAX & FRT.) \$

2. OTHER VENDORS

NAME _____

• 1111

QUOTED/BID
PRICE (INCLUDING TAX & FRT.) \$

3. OTHER VENDOR

NAME _____

3131

QUOTED/BID
PRICE (INCLUDING TAX & FRT.) \$

EXEMPTION FROM COMPETITIVE PRICING,
(EXPLAIN) OR SPECIAL INSTRUCTIONS

APPROVALS

REQUESTED BY

DATE:

City of Blythe
PERMITS ISSUED
For the Period 5/1/2007 thru 5/31/2007

Permit No./Issued	Type/Sub-Type/Status	Site Address and Parcel No.	Owner and Contractor	Valuation	Total Fees	Paid
B0601-033 5/17/2007	CONC C/G/SIDEWALK ISSUED	291 NORTH MAIN STREET 845121022 Permit CURB/GUTTER/SIDEWALK	VINCENT & SONYA HEFLIN VALENCIA BROS CONCRETE	14,500.00	414.56	414.56
B0705-005 5/31/2007	CONC C/G/SIDEWALK ISSUED	100 BLOCK NORTH ASH STRE Permit	CITY RIGHT OF WAYS BRUCE CLARK BACKHOE	3,000.00	195.11	0.00
B0704-024 5/31/2007	CONC APPROACH ISSUED	12325 McKINLEY DRIVE 824194009 Permit APPROACHWAY	DAN & JEAN WOOD PARADISE ASSOCIATES INC	1,200.00	141.00	0.00
B0704-020 5/18/2007	ELEC ISSUED	256 NORTH CARLTON AVENU 836080027 Permit	RON & LYNN BROWDER CHRIS COOK	1,600.00	91.55	91.55
B0705-012 5/8/2007	ELEC CANCELLED	248 WEST HOBSON WAY 848042001 Permit No gas line on this Permit	THOMAS & GLADYS FARRAC AVILA ELECTRIC	8,000.00	107.06	107.06
B0705-001 5/29/2007	ELEC ISSUED	481 NORTH EUCALYPTUS AVI 845030007 Permit SOLAR SYSTEM	Hpd RIVERSIDE S P G SOLAR INC	90,000.00	67.50	67.50
B0705-003 5/1/2007	ELEC FINALED	169 SOUTH WILLOW STREET 848021024 Permit SERVICE REPLACEMENT	MARTIN & DEANNE DELEON MANSPERGER ELECTRIC	0.00	49.50	49.50
B0705-031 5/18/2007	ELEC ISSUED	489 NORTH TENTH STREET 851032002 Permit	ELWIN H & DIANA HANNA OWNER	0.00	67.50	67.50
B0705-042 5/29/2007	ELEC FINALED	455 WEST RICE STREET 848024032 Permit TEMP POWER POLE	RANCHO HOUSING ALLIANC JOHNSON CYLE ELECTRIC IN	0.00	49.50	49.50
B0705-044 5/29/2007	ELEC FINALED	625 WEST RICE STREET 848022031 Permit TEMP POWER POLE	RANCHO HOUSING ALLIANC JOHNSON CYLE ELECTRIC IN	0.00	49.50	49.50
B0705-043 5/29/2007	ELEC FINALED	555 WEST RICE STREET 848023038 Permit TEMP POWER POLE	RANCHO HOUSING ALLIANC JOHNSON CYLE ELECTRIC IN	0.00	49.50	49.50
B0705-064 5/29/2007	ELEC ISSUED	248 WEST HOBSON WAY 848042001 Permit CHANGE OF CONTRACTOR-No gas line on this Permit	THOMAS & GLADYS FARRAC DHS CONSTRUCTION	0.00	47.00	47.00
B0703-001 5/1/2007	EXCAV GAS CO ISSUED	RIGHT OF WAYS (SEE CUT SH Permit MARCH BLANKET	CITY RIGHT-OF-WAYS SOUTHERN CALIFORNIA GA'	0.00	150.00	150.00
B0704-003 5/25/2007	EXCAV GAS CO ISSUED	RIGHT OF WAYS (SEE CUT SH Permit APRIL BLANKET	CITY RIGHT-OF-WAYS SOUTHERN CALIFORNIA GA'	0.00	125.00	125.00
B0705-056 5/24/2007	FENCE CHAIN LINK ISSUED	402 NORTH BROADWAY 845061011 Permit CHAIN LINK	SALLY G VASQUEZ OWNER	0.00	47.00	47.00

City of Blythe
PERMITS ISSUED
For the Period 5/1/2007 thru 5/31/2007

Permit No./Issued	Type/Sub-Type/Status	Site Address and Parcel No.	Owner and Contractor	Valuation	Total Fees	Paid
B0705-023 5/17/2007	FENCE CHAIN LINK ISSUED	301 NORTH WILLOW STREET 845022020 Permit	MELVIN PULLEN MELVIN PULLEN	0.00	47.00	47.00
B0704-053 5/8/2007	FENCE BLOCK ISSUED	349 NORTH FIFTH STREET 845190040 Permit	MICHAEL & DENISE ROMERO OWNER	3,060.00	160.96	160.96
B0705-032 5/25/2007	FENCE BLOCK ISSUED	1270 NORTH EUCALYPTUS ST 839011002 Permit	CHARLES & MARILYN GARCIA GENERAL CONSTRUCTION & REMODELING	3,240.00	160.96	160.96
B0701-047 5/18/2007	FENCE BLOCK ISSUED	12849 DATE ROAD 851102020 Permit	JOSE & ARACELI LAINEZ OWNER	2,520.00	137.86	137.86
B0705-020 5/17/2007	FENCE CHAIN LINK ISSUED	17531 RIVIERA DRIVE 869390005 Permit	MARY A BRADLEY OWNER	0.00	47.00	47.00
B0704-057 5/1/2007	GARAGE CARPORT ISSUED	14069 WILLIAMS ROAD 869160018 Permit	CAROL WILLIAMS OWNER	2,600.00	392.50	392.50
B0610-058 5/9/2007	GRADING ISSUED	WEST RICE STREET, see description Permit	RANCHO HOUSING ALLIANCE A FLORES EXCAVATING & GRADING	0.00	301.75	301.75
B0704-023 5/31/2007	GRADING ISSUED	12325 McKINLEY DRIVE 824194009 Permit	DAN & JEAN WOOD PARADISE ASSOCIATES INC	0.00	258.25	0.00
B0705-047 5/29/2007	MECH ISSUED	440 NORTH LOVEKIN BOULEVARD 845022026 Permit	JUDITH RAMIREZ JOHN HARRISON CONTRACTORS	0.00	49.50	49.50
B0705-046 5/29/2007	MECH ISSUED	631 GRANDE VISTA STREET 869373003 Permit	FRANCISCO & ROSA HERNANDEZ JOHN HARRISON CONTRACTORS	0.00	49.50	49.50
B0705-048 5/29/2007	MECH ISSUED	1325 WEST WISCONSIN STREET 836170014 Permit	RAMIRO & ROSE RODRIGUEZ JOHN HARRISON CONTRACTORS	0.00	49.50	49.50
B0705-049 5/29/2007	MECH ISSUED	842 OASIS VILLAGE COURT 842163010 Permit	MARTIN & HORTENSIS DE LEON JOHN HARRISON CONTRACTORS	0.00	49.50	49.50
B0705-045 5/29/2007	MECH ISSUED	1325 BRUCE COURT 836171011 Permit	ESTELLA LEIVAS JOHN HARRISON CONTRACTORS	0.00	49.50	49.50
B0704-056 5/1/2007	MH ISSUED	14069 WILLIAMS ROAD 869160018 Permit	CAROL WILLIAMS OWNER	69,000.00	398.90	398.90
B0704-038 5/11/2007	OTHER FINALED	691 WEST HOBSON WAY 845100011 Permit	DESERT HORIZON R S SERVICES	0.00	49.50	49.50
			ELEC, THERMOSTAT & PREFAB OFFICE FURNITURE			

City of Blythe
PERMITS ISSUED
For the Period 5/1/2007 thru 5/31/2007

Permit No./Issued	Type/Sub-Type/Status	Site Address and Parcel No.	Owner and Contractor	Valuation	Total Fees	Paid
B0612-008 5/9/2007	OTHER ISSUED	12897 DATE ROAD 851102010 Permit	ROMEO & MARIA ANG ROBERT L MEANS GENERAL	40,000.00	1,142.76	1,142.76
B0704-044 5/4/2007	PATIO ALUM AWNING ISSUED	8301 EAST HOBSON WAY #13 857160021 Permit AWNINGS (2)	J/L Diamond Llc/EI RANCHO E: ADAM WRIGHT CONSTRUCT	3,500.00	392.50	392.50
B0705-024 5/22/2007	PATIO SOLID ISSUED	3857 SANDY POINT DRIVE 833380014 Permit SOLID	CORNELIO & CHARLENE YN: OWNER	3,120.00	160.96	160.96
B0705-018 5/22/2007	PATIO ISSUED	450 ALAMEDA STREET 851090020 Permit ALUMAWOOD	AMERICAP DEV PARTNERS S PRECISION PATIOS	4,836.00	184.06	184.06
B0705-017 5/22/2007	PATIO ISSUED	451 ALAMEDA STREET 851090020 Permit ALUMAWOOD	AMERICAP DEV PARTNERS S PRECISION PATIOS	2,496.00	137.86	137.86
B0705-061 5/31/2007	PATIO ISSUED	830 YUCCA DRIVE 842221004 Permit ALUMAWOOD	MONTE S BLAKE JERALD R. SCHILREFF	3,528.00	160.96	0.00
B0704-046 5/4/2007	PATIO ALUM AWNING ISSUED	8301 EAST HOBSON WAY #21 857160021 Permit AWNINGS (2)	J/L Diamond Llc/EI RANCHO E: ADAM WRIGHT CONSTRUCT	3,500.00	392.50	392.50
B0705-019 5/17/2007	PATIO ISSUED	170 SOUTH SPRING STREET 848043008 Permit OVER MAIL BOXES	COACHELLA VALLEY HOUSI BLYTHE CONSTRUCTION CC	832.00	59.41	59.41
B0704-045 5/4/2007	PATIO ALUM AWNING FINALED	8301 EAST HOBSON WAY #43 857160021 Permit AWNINGS (2)	J/L Diamond Llc/EI RANCHO E: ADAM WRIGHT CONSTRUCT	3,500.00	392.50	392.50
B0705-060 5/31/2007	PATIO ISSUED	382 SHANNON STREET 842172009 Permit ALUMAWOOD	DARREN WALSH JERALD R. SCHILREFF	2,240.00	137.86	0.00
B0705-002 5/24/2007	PATIO ALUM AWNING ISSUED	12801 NORTH ACACIA AVENU 851072008 Permit ALUMINUM AWNING	J/T CAPITAL INVESTMENTS & OWNER	200.00	196.50	196.50
PS0705-002 5/18/2007	PLNG SIGN ISSUED	200 WEST HOBSON WAY 848042032 Permit	SYLVIA MARCOTTE CLOUTII SUE SITES COMPUTER SERV	0.00	25.00	25.00
B0704-028 5/22/2007	PLUMB WATER HEATER FINALED	630 NORTH SOLA AVENUE 857062006 Permit	BOBBY & RUTHIE HAND CRECELIOUS INC	0.00	25.00	25.00
B0705-068 5/31/2007	PLUMB BACKFLOW ISSUED	12495 FLORENCE BOULEVARI 824192015 Permit BACKFLOW DEVICE	CHARLES & LINDA HAYES LUSK PLUMBING	0.00	49.50	0.00
B0704-049 5/22/2007	PLUMB WATER HEATER FINALED	251 NORTH PALM DRIVE #21 845100013 Permit WATER HEATER	BLYTHE VILLA APARTMENT CRECELIOUS INC	0.00	25.00	25.00

City of Blythe
PERMITS ISSUED
For the Period 5/1/2007 thru 5/31/2007

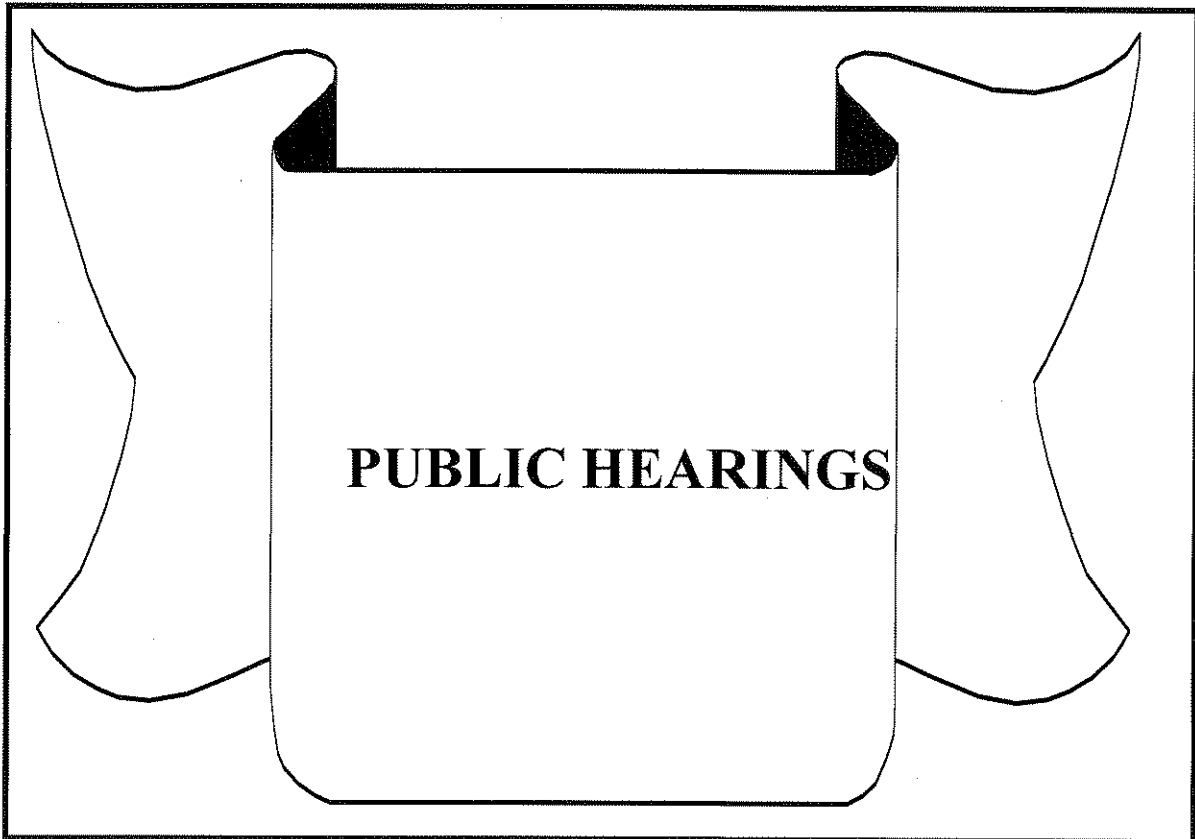
Permit No./Issued	Type/Sub-Type/Status	Site Address and Parcel No.	Owner and Contractor	Valuation	Total Fees	Paid
B0705-034 5/21/2007	PLUMB BACKFLOW ISSUED	12330 MCKINLEY DRIVE 824193015 Permit BACKFLOW DEVICE	ESTHER DEDECKER FAMILY LUSK PLUMBING	0.00	49.50	49.50
B0704-061 5/22/2007	PLUMB WATER HEATER FINALED	470 SOUTH FIFTH STREET 848172038 Permit WATER HEATER	MARY C RAMSEY CRECELIUS INC	0.00	25.00	25.00
B0705-069 5/31/2007	PLUMB BACKFLOW ISSUED	12550 MCKINLEY DRIVE 824193007 Permit BACKFLOW DEVICE	CHARLES & LINDA HAYES LUSK PLUMBING	0.00	49.50	0.00
B0704-060 5/22/2007	PLUMB WATER HEATER FINALED	220 SOUTH MAIN STREET 848052003 Permit WATER HEATER	HAL REYNOLDS CRECELIUS INC	0.00	25.00	25.00
B0705-004 5/1/2007	PLUMB WATER HEATER FINALED	223 SOUTH FIFTH STREET 848092011 Permit WATER HEATER	CHURCHWELL & ROE NICKEY'S PLUMBING	0.00	25.00	25.00
B0705-039 5/31/2007	PLUMB BACKFLOW ISSUED	481 NORTH EUCALYPTUS AVI 845030007 Permit 2 BACKFLOW DEVICES	HPD RIVERSIDE CRECELIUS INC	0.00	60.13	0.00
B0705-007 5/3/2007	PLUMB GAS FINALED	351 NORTH NINTH STREET 851033013 Permit GAS LINE	TOMMY & GLORIA COPPLE OWNER	0.00	49.50	49.50
B0705-011 5/22/2007	REMOVE-R ISSUED	18670 RIVIERA DRIVE 875280011 Permit & CONSTRUCT NEW	CLIFFORD R MATHEWS BURROW CONSTRUCTION	0.00	47.00	47.00
B0704-055 5/1/2007	REMOVE-R ISSUED	14069 WILLIAMS ROAD 869160018 Permit	CAROL WILLIAMS OWNER	0.00	47.00	47.00
B0705-016 5/9/2007	RERF TEAR OFF ISSUED	149 EAST HOBSON WAY 845151009 Permit TEAR OFF	MILAN PANIC CASTRO ROOFING INC	5,000.00	112.30	112.30
B0705-013 5/4/2007	RERF TEAR OFF ISSUED	177 SOUTH COMMERCIAL ST 848024028 Permit TEAR OFF	ADOLFO & GLORIA RAMOS OWNER	1,296.00	48.40	48.40
B0705-026 5/17/2007	RERF TEAR OFF FINALED	641 NORTH TENTH STREET 857066004 Permit	CHRISTIAN SCHRATWIESER SAINDON ROOFING	3,770.00	97.75	97.75
B0705-028 5/17/2007	RERF ISSUED	710 NORTH EUCALYPTUS AVI 842042005 Permit	GARY & MARILEE HARKI	2,000.00	69.75	69.75
B0705-035 5/22/2007	RERF TEAR OFF FINALED	361 SOUTH FIRST STREET 848142007 Permit TEAR OFF	DANIELLE & DOMENIQUE CC SAINDON ROOFING	3,900.00	97.75	97.75
B0705-025 5/15/2007	RERF TEAR OFF FINALED	13257 SOUTH COTTONWOOD 854080007 Permit	HENRY GLORIA SAINDON ROOFING	5,027.00	125.75	125.75

City of Blythe
PERMITS ISSUED
For the Period 5/1/2007 thru 5/31/2007

Permit No./Issued	Type/Sub-Type/Status	Site Address and Parcel No.	Owner and Contractor	Valuation	Total Fees	Paid
B0705-036 5/22/2007	RERF TEAR OFF FINALED	380 SOUTH FIRST STREET 848141029 Permit TEAR OFF	EVANGELINA RESENDEZ SAINDON ROOFING	3,900.00	97.75	97.75
B0705-037 5/22/2007	RERF TEAR OFF FINALED	411 SOUTH FIRST STREET 848142012 Permit TEAR OFF	MARTHA & JANIS JOHNSON SAINDON ROOFING	3,900.00	97.75	97.75
RC0705-006 5/29/2007	RIVCOUNTY ISSUED	14951 NEIGHBOURS BOULEVARD 866260021 Permit MECH	MADDOX & CASTO JOHN HARRISON CONTRACT	0.00	148.92	148.92
RC0705-001 5/1/2007	RIVCOUNTY ISSUED	13050 EIGHTH AVENUE 821070020 Permit ELECTRICAL UPGRADE FOR IRRIGATION	DANA-HEYWOOD FARMS INC JOHNSON CYLE ELECTRIC INC	0.00	148.92	148.92
RC0704-007 5/2/2007	RIVCOUNTY FINALED	17041 SOUTH LOVEKIN BOULEVARD 869270020 Permit SEPTIC REPLACEMENT	DANIEL & SHELLEY NASCA RICHARD E HOOVER	0.00	148.92	148.92
B0703-075 5/1/2007	SFR ISSUED	361 SOUTH COTTONWOOD LA 854110005 Permit	JOSE & SANDRA DURAN BURROW CONSTRUCTION	159,294.40	2,796.48	2,796.48
B0703-094 5/15/2007	SIGN ISSUED	737 WEST HOBSON WAY 845100011 Permit	DESERT HORIZON WESTERN ELECTRICAL ADV	0.00	22.00	47.00

67 Permits Issued from 5/1/2007 Thru 5/31/2007

Total Valuation: \$454,559.40
Total Fees: \$11,725.90
Total Fees Paid: \$10,698.59



**CITY COUNCIL
PUBLIC HEARING
STAFF REPORT**

June 12, 2007

SUBJECT: Conditional Use Permit 2007-01

PURPOSE: A request to allow construction and operation of a commercial storage facility

LOCATION: North side of East Hobsonway, approximately one-quarter mile east of Intake Blvd.

APPLICANT: Preferred Asset Management
3030 Old Ranch Parkway Ste 350
Seal Beach CA 90740

OWNER: Donald Ward
2110 Newport Blvd. Ste 1
Costa Mesa CA 92627

AGENT: Access Architects
18652 Florida Street Ste 200
Huntington Beach CA 92648

BACKGROUND: On December 7, 2004, the Planning Commission made a recommendation for approval of Conditional Use Permit 2004-04 [Power Self Storage] to the City Council. On January 11, 2005, the City Council granted the Conditional Use Permit for construction of the Power Self Storage. Subsequent to Council approval, the project applicant applied for off site improvement and grading permits; said permits were ready for issuance on November 20, 2006.

Pursuant to Section 17.68.110 of the Municipal Code, a Conditional Use Permit will lapse if no improvements have been made to the site or if the permittee does not utilize the permit within one (1) year from the date upon which the permit is granted. In the case of Power Self Storage, a one year extension was granted to the life of the approved use permit because steps to utilize the permit had been taken (i.e. improvement plans had been submitted) by the applicant. The original life and the one year extension have now expired; as such, the applicant has requested issuance of a new use permit.

PROJECT DESCRIPTION: The applicant proposes the development and operation of a commercial storage facility on 5.0± acres located approximately one quarter mile east of Intake Blvd. on East Hobsonway. The project site is comprised of Assessor's Parcel Number 857-200-007 and a portion of Assessor's Parcel Number 857-200-008 and is currently vacant and disturbed, with minor topographical relief. Development of the site as proposed is allowed with issuance of the use permit by the Blythe City Council.

GENERAL PLAN LAND USE/ZONING DESIGNATION: General Commercial (CG)

SURROUNDING ZONING AND LAND USE:

NORTH: CG (General Commercial), SPR (Specific Plan Resort), RML (Medium/Low Density Residential) - Glen Johnson Refrigeration, vacant residential and commercial parcels, single family dwellings, Agate Terrace, agricultural land in production, Riverside Drive;

SOUTH: CG (General Commercial) - Quick Check service station, El Rancho Motel, vacant commercial lots, Ramsey International, Interstate Highway 10;

EAST: R/MH (Mobile Home Residential), SPR (Specific Plan Resort), - Vacant property in agricultural production, Cline's Apartments; and

WEST: CG (General Commercial), RML (Medium Low Density Residential) - Shell service station, Intake Blvd., vacant and occupied commercial and residential parcels.

STAFF ANALYSIS: Public facility components of the Proposed Project include installation of curb, gutter, sidewalk and 22,000 lumen street lights on marbelite poles along the East Hobsonway project frontage. East Hobsonway roadway improvements/upgrades will be provided along the project frontage pursuant to City Standards and Specifications. Although there is an existing six-inch water line located in East Hobsonway along the project frontage, fire flow needs for the proposed project may require installation of an eight-inch or larger line running parallel to or replacing the existing six-inch line. If required, construction of the increased water main would be located in existing right-of-way. Waste water disposal will be accommodated in an existing six-inch force main also located in East Hobsonway; however, installation of a sewer lift station will be required to make connection.

On-site components of the Proposed Project include storm water retention which will be accommodated in an existing 50' x 637.24' drainage easements located over the northern 50' of Parcels 1, 2 and 3 of Parcel Map 33613; installation/construction of a RV dump station and wash rack; construction of a stucco or slump block wall, minimum six (6) feet high around the entire perimeter of the facility; and, construction of multiple single story recreational vehicle storage buildings and a single story office building. The office building will be of wood or steel frame construction with stucco exterior and tile roof. The storage buildings will be of metal frame construction with metal siding. Security lighting, signage and landscaping will be installed pursuant to the requirements of the Blythe Municipal Code.

Primary and secondary access to the site will both be from Hobsonway. Each of the ingress/egress points will be secured with a six foot high wrought iron gate with a KNOX Rapid Entry System installed on each. As proposed, each of the buildings within the development exceeds 10,000 s.f. of floor area. Section 15.04.011 of the Blythe Municipal Code states: "Any new commercial or industrial structure with the occupancies M, S-1, S-2, S-3, S-4, S-5, A-1, A-2, A-2.1, A-3, B, E-1 and H, except those areas where the application of water may cause a serious fire hazard; and R-1 shall be sprinkled if they exceed 10,000 square feet in area." As such, each of the buildings within the development will be sprinkled; or, the project will be redesigned to comply with Section 15.04.011 and meet building separation requirements as set forth in the 2001 California Building Code.

For customer convenience and to assist emergency response personnel in locating individual units within the development, staff has requested that an illuminated directory display board be installed at the main entrance to the project clearly showing: the name of the complex; interior layout; access roads; building designations; unit numbers; and fire hydrant locations.

The applicant is proposing to use the most technologically advanced security system available at this time. The entrance keypad will be tied to the storage units and when the correct code is entered, the unit alarm and lock will be deactivated. Video surveillance is also anticipated since the site will be unmanned outside of normal business hours.

PUBLIC INPUT/PARTICIPATION: On May 1, 2007, at approximately 1:27 p.m. staff received a facsimile correspondence from Ms. Barbara Shepherd Ford, expressing opposition to the proposed project. The letter of opposition along with a map showing the location of the proposed project in relation to the properties referred to in the correspondence was provided to Commission members prior to the start of the meeting. The letter of opposition was read into the public record during the May 1, 2007, Planning Commission Public Hearing and brief discussion ensued. It was determined by staff, and agreed to by the

Commission, that the proposed project would not in and of itself negatively impact the properties in question: 1) because the properties are currently land locked and are "undevelopable" without larger property assemblage; 2) the proposed project is allowed within the General Commercial zone under conditions as adopted by Council; and, 3) the required setbacks within the General Commercial zone will be complied with through project construction, thereby limiting impacts to adjacent properties. A copy of the 5/1/2007 correspondence and map are provided as Attachment J to this report.

ENVIRONMENTAL REVIEW: Because the City Council will consider the approval of the Land Use and Development Permit, the City is required to evaluate environmental impacts of the project under the California Environmental Quality Act (CEQA). The City of Blythe has determined through the preparation of an Initial Study, that although the project has the potential to result in significant environmental effects, these impacts will not be significant in this case because the mitigation measures described in the Initial Study have been added to the Project and a Mitigated Negative Declaration has been prepared. The Initial Study meets the requirements of the State of California CEQA, the State CEQA Guidelines, and the City of Blythe Guidelines for the Implementation of CEQA. In preparing the Initial Study and the Mitigated Negative Declaration, staff independently reviewed, evaluated and exercised judgement of the Project and the Project's environmental effects.

FINDINGS:

- A. The proposed use is allowed with the issuance of a Conditional Use Permit pursuant to Blythe Municipal Code Section 17.08.010.
- B. The proposed use is consistent with the City's General Plan and Zoning Ordinance.
- C. The proposed use, with proposed conditions of approval, is suitable for the site.
- D. The proposed location of the conditional use and the conditions under which it will be operated and maintained will not be detrimental to the public health, safety or welfare, or materially injurious to properties or improvements in the vicinity.
- E. A mitigated negative declaration has been prepared for the project and the mitigation measures with monitoring plan have been incorporated into the project conditions of approval.
- F. The environmental analysis for this project reflects the independent judgment of the City of Blythe.

PLANNING COMMISSION ACTION: On Tuesday, May 1, 2007, the Planning Commission held a public hearing to take testimony and gather facts and evidence to render its recommendation on Conditional Use Permit 2007-01 to the City Council. The Commission, by a 4-0 vote, has recommended that the City Council approve the Mitigated Negative Declaration and Mitigation, Monitoring and Reporting Plan prepared for Conditional Use Permit 2007-01; and, by a 4-0 vote has recommended approval of Conditional Use Permit 2007-01, with conditions. Chairman Jessop-Watkins was absent from the meeting and did not participate in the vote. A copy of the May 1, 2007, meeting minutes [in draft form] are provided in the information section of Council's agenda.

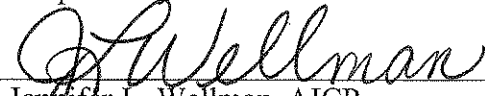
STAFF RECOMMENDATION: It is recommended that the City Council:

- A. Adopt Resolution No. 07-704 - Approving the Mitigated Negative Declaration and Mitigation, Monitoring and Reporting Plan prepared for Conditional Use Permit 2007-01; and
- B. Adopt Resolution No. 07-705 - Approving Conditional Use Permit 2007-01, with conditions as attached.

ATTACHMENTS:

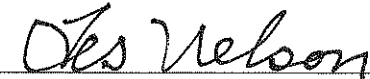
- A. Resolution No. 07-704
- B. Notice of Determination
- C. Mitigated Negative Declaration
- D. Mitigation Monitoring and Reporting Plan
- E. Resolution No. 07-705 w/ Conditions of Approval
- F. Land Use and Zoning Map
- G. Site Plan
- H. Preliminary Landscape Plan
- I. Elevations
- J. Letter of Opposition to Proposed Project (5/1/2007 – Barbara Shepherd Ford)

Respectfully Submitted:



Jennifer L. Wellman, AICP
Planning Director

Concurrence:



Les Nelson
City Manager

RESOLUTION NO. 07-704

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE
CONTAINING FINDINGS IN SUPPORT OF APPROVAL OF THE
MITIGATED NEGATIVE DECLARATION OF ENVIRONMENTAL
IMPACT AND MITIGATION, MONITORING AND REPORTING PLAN
PREPARED FOR CONDITIONAL USE PERMIT 2007-01**

WHEREAS: The City Council of the City of Blythe at its regularly scheduled meeting of June 12, 2007, conducted a public hearing to consider the Mitigated Negative Declaration of Environmental Impact and Mitigation, Monitoring and Reporting Plan prepared for Conditional Use Permit 2007-01; and,

WHEREAS: Said Environmental Assessment has complied with the requirements of the California Environmental Quality Act in that the Planning Department has prepared an Initial Study and has determined that the proposed self- and recreational vehicle storage facility will not have a significant effect on the environment because appropriate mitigation measures were made a part of the environmental assessment and that a Mitigated Negative Declaration of Environmental Impact will be filed; and,

WHEREAS: Upon hearing and considering all written and oral testimony and arguments, if any, of all interested persons desiring to be heard, said City Council did arrive at the following findings to justify approval of said Mitigated Negative Declaration:

1. That a Mitigated Negative Declaration, in accordance with the California Environmental Quality Act, was prepared for the project.
2. That review of the environmental circumstances regarding this project indicates that no adverse impacts would accrue to wild life resources from implementation of the project.
3. That the environmental assessment and analysis prepared for this project reflect the independent judgment of the City of Blythe.

NOW, THEREFORE, BE IT RESOLVED: That the City Council of the City of Blythe does hereby approve the Mitigated Negative Declaration and Mitigation, Monitoring and Reporting Plan prepared for Conditional Use Permit 2007-01 for the 5.0± acre development site described as Assessors Parcel Number 857-200-007 and a portion of Assessors Parcel Number 857-200-008.

PASSED, APPROVED, and ADOPTED this 12th day of June, 2007, by the following called vote, to wit:

AYES:

NOES:

ABSENT:

ATTEST:

Robert A. Crain, Mayor

Virginia Rivera, City Clerk
(S E A L)

NOTICE OF DETERMINATION
WITH DEMINIMIS IMPACT

TO: _____ Office of Planning and Research
1400 Tenth Street, Room 121
Sacramento, CA 95814

 X Riverside County Clerk
PO Box 751
Riverside CA 92502-0751

FROM: City of Blythe
235 North Broadway
Blythe CA 92225

PROJECT APPLICANT: Preferred Asset Management
3030 Old Ranch Parkway Ste 350
Seal Beach CA 90740
(562) 642-2000

SUBJECT: Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

PROJECT TITLE: Conditional Use Permit 2007-01

STATE CLEARINGHOUSE NUMBER: N/A

CONTACT PERSON/PHONE: Jennifer Wellman, AICP - (760) 922-6130 ext. 246

PROJECT LOCATION: North side of East Hobsonway, approximately one-quarter mile east of Intake Blvd. (Assessor's Parcel Number 857-200-007 and a portion of Assessor's Parcel Number 857-200-008).

PROJECT DESCRIPTION: The applicant proposes the development and operation of a commercial storage facility on 5.0± acres located approximately one quarter mile east of Intake Blvd. on East Hobsonway. The project site is currently vacant and disturbed with minor topographical relief. Development of the site as proposed is allowed with issuance of the use permit by the Blythe City Council.

This is to advise that the City of Blythe (Lead Agency/Responsible Agency) has approved the above described project and has made the following determination regarding the above-described project:

1. The project _____ will, X will not, have a significant effect on the environment.
2. _____ An Environmental Impact Report was prepared for this project pursuant to the provisions of C.E.Q.A.
 X A Negative Declaration was prepared for this project pursuant to the provisions of C.E.Q.A.
3. Mitigation measures X were, _____ were not, made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan X was, _____ was not, adopted for this project.
5. A statement of Overriding Considerations _____ was, X was not, adopted for this project.
6. Findings X were, _____ were not, made pursuant to the provisions of CEQA.

This is to certify that the Negative Declaration and record of project approval is available to the general public at: Blythe Development Services Department, 235 North Broadway, Blythe, California

Jennifer Wellman, AICP
Planning Director

Date Received for filing at OPR: N/A

Date _____



CITY OF BLYTHE

DEVELOPMENT SERVICES DEPARTMENT

235 North Broadway - Blythe, California 92225

Phone (760) 922-6130

FAX (760) 922-6334

MITIGATED NEGATIVE DECLARATION

LEAD AGENCY: City of Blythe
235 North Broadway
Blythe CA 92225

PROJECT APPLICANT: Preferred Asset Management
3030 Old Ranch Parkway Ste 350
Seal Beach CA 90740

PROJECT TITLE: Conditional Use Permit 2007-01

ADDRESS/LOCATION: North side of East Hobsonway, approximately one-quarter mile east of Intake Blvd. (Assessor's Parcel Number 857-200-007 and a portion of Assessor's Parcel Number 857-200-008).

PROJECT DESCRIPTION: The applicant proposes the development and operation of a commercial storage facility on 5.0± acres located approximately one quarter mile east of Intake Blvd. on East Hobsonway. The project site is currently vacant and disturbed with minor topographical relief. Development of the site as proposed is allowed with issuance of the use permit by the Blythe City Council.

CONTACT PERSON: Jennifer Wellman, AICP - Planning Director - (760) 922-6130 ext. 246

The Development Services Department of the City of Blythe has reviewed the proposed project described herein and has found that this project will have no significant impact on the environment for the following reasons:

1. The project does not have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal, or eliminate important examples of the major periods of California history or prehistory.
2. The project does not have the potential to achieve short-term environmental goals to the disadvantage of long-term environmental goals.
3. The project does not have possible environmental effects which are individually limited but cumulatively considerable, "cumulatively considerable" means that the incremental effects of an individual project are considerable when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects.
4. The environmental effects of a project will not cause substantial adverse effects on human beings, either directly or indirectly.
5. Mitigation measures X Were, Were not, made a condition of the approval of the project.

On April 4, 2007, the Development Services Department determined that the above project will have no significant effect on the environment.

Copies of plans and other documents relating to the subject project may be examined by interested parties at the City Planning Department, 235 North Broadway, Blythe, California.

Dated: _____

Approved: _____
Jennifer Wellman, AICP
Planning Director

**City of Blythe
Planning Department
Mitigation, Monitoring and Reporting Plan**

Conditional Use Permit 2007-01

Project Applicant: Preferred Asset Management

Aesthetics

MITIGATION

- 1-1 Security lighting installed shall be low profile and shall be directed away from adjacent properties, as required by the City Zoning Ordinance.
- 1-2 Section 17.28.030 of the Blythe Zoning Ordinance will be enforced as follows:

17.28.030 Lighting of Private Property: Lighting, where provided to illuminate private property shall be so arranged as to reflect away from adjoining property or any public way and to be arranged so as not to cause a nuisance either to highway traffic or to the living environment.

The following guidelines regarding glare, should be adhered to:

No direct or reflected glare, whether produced by flood light, high temperature processes such as combustion or welding, or other processes, so as to be visible from any boundary line of property on which the same is produced shall be permitted. Sky reflected glare from buildings or portions thereof shall be so controlled by such reasonable means as are practical to the end that the said sky reflected glare will not inconvenience or annoy persons or interfere with the use and enjoyment of property in and about the area where it occurs.

MONITORING: Monitoring to be provided by the City of Blythe Development Services Department.

REPORTING: None Required

Air Quality

MITIGATION

- 3-1 Construction equipment shall be properly maintained and serviced to minimize exhaust emissions.
- 3-2 Existing power sources should be utilized where feasible via temporary power poles to avoid on-site power generation.
- 3-3 Cut and fill quantities will be balanced on site.
- 3-4 Any portion of the site to be graded shall be pre-watered to a depth of three feet prior to the onset of grading activities.
- 3-5 Watering of the site or other soil stabilization methods shall be employed on an ongoing basis after the initiation of any grading activity on the site. Portions of the site that are actively being graded shall be watered, with complete coverage, at least three times a day, preferably in the mid-morning, afternoon and after work is done for the day.

- 3-6 Any area of disturbed soil that will remain undeveloped for an extended period of time (90 days or more) shall be stabilized using either chemical stabilizers or a desert wildflower mix hydro-seeded on the affected portion of the site.
- 3-7 All grading activities shall be suspended during first and second stage ozone episodes or when winds exceed 25 miles per hour.
- 3-8 Additional mitigation measures include adequate circulation of vehicles to lessen concentrations of carbon monoxide in the area, promotion of car pooling and public transportation in the area, and the encouragement of non-motorized transportation modes (i.e., bicycles and walking).
- 3-9 Actions to prevent project-related trackout onto paved surfaces shall be taken and project-related trackout or spills on publicly maintained paved surfaces shall be cleaned up at the end of each day.
- 3-10 All material transported off-site shall be either sufficiently watered or securely covered to prevent excessive amounts of dust.
- 3-11 The area disturbed by demolition, clearing, grading, earth-moving, or excavation operations shall be minimized at all times.
- 3-12 All on-site roads shall be paved as soon as feasible or watered periodically or chemically stabilized.
- 3-13 The Applicant shall implement all feasible measures and contained in the Final EIR for General Plan 2025 to reduce ROG, NOx, CO, and PM10 emissions from construction equipment.
- 3-14 The Applicant shall comply with the City of Blythe *General Plan 2025* policy implementation requirements to reduce operational emissions.

MONITORING: Monitoring to be provided by the Development Services Department and affected State agencies.

REPORTING: None Required

Cultural Resources

MITIGATION

- 5-1 In the event presently unknown archaeological or historical resources are discovered during development of the storage facility, work shall be terminated until such time that a certified archaeologist can investigate the findings. In such a case, the investigating archaeologist shall determine appropriate future actions that must be taken prior to continuation of all affected project(s). All project-related structures and property involved in the development process shall comply with goals and policies pertaining to cultural resources, as outlined in the Cultural Resources Element of the Blythe General Plan and the Riverside County General Plan.

MONITORING: Applicant

REPORTING: Applicant

Geology and Soils

MITIGATION

- 6-1 Recommendations of the geotechnical report shall be incorporated into grading and construction plans and shall be approved by the City of Blythe.

MONITORING: Monitoring to be provided by the City's Building and Public Works Departments.

REPORTING: None Required

Hydrology and Water Quality

MITIGATION

- 8-1 Prior to project construction, the applicant shall obtain a National Pollutant Discharge Elimination System (NPDES) permit and prepare and implement a Storm Water Pollution Prevention Plan (SWPPP) for review by the City of Blythe. Implementation of the SWPPP shall include the establishment of Best Management Practices (BMPs).

MONITORING: Monitoring will be provided by the City's Public Works and Development Services Departments, the Health Services Agency and applicable State agencies.

REPORTING: None Required

Noise

MITIGATION

The following general policies relative to noise in the environment shall be adhered to as development of the project occurs.

- 10-1 Construction activities shall be limited to a schedule of 7:00 a.m. to 7:00 p.m. Monday through Friday and 8:00 a.m. to 5:00 p.m. on Saturday. No construction activities shall be allowed on Sunday.
- 10-2 Construction equipment shall be equipped with manufacturer recommended mufflers or equivalent.
- 10-3 Equipment engine covers shall be maintained on the apparatus as designed by the manufacturer.
- 10-4 Construction equipment shall be turned off when not in use.
- 10-5 Equipment used for project construction shall be hydraulically or electrically powered whenever possible to avoid noise associated with compressed air exhaust from pneumatically powered tools. However, where use of pneumatically powered tools is unavoidable, an exhaust muffler on the compressed air exhaust shall be used.
- 10-6 External jackets on tools should be used where feasible. Quieter procedures shall be used such as drilling rather than impact equipment whenever possible.

- 10-7 Stationary noise sources shall be located as far from existing sensitive receptors as possible. If stationary sources must be located near existing sensitive receptors, they shall be adequately muffled and enclosed with temporary sheds or portable sound blankets used.
- 10-8 Heavy equipment activities adjacent to noise sensitive receptors shall be limited to the minimal period required to complete the task.

MONITORING: Monitoring will be by the Development Services Department.

REPORTING: None Required

RESOLUTION NO. 07-705

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
BLYTHE CONTAINING FINDINGS IN SUPPORT OF APPROVING
CONDITIONAL USE PERMIT 2007-01**

WHEREAS: The City Council of the City of Blythe at its regularly scheduled meeting of June 12, 2007, conducted a public hearing to consider Conditional Use Permit 2007-01, being a request by Preferred Asset Management to establish and operate a combination self- and recreational vehicle storage facility on a 5.0± acre site located on East Hobsonway, east of Intake Blvd. The site is more specifically described as Assessors Parcel Number 857-200-007 and a portion of Assessors Parcel Number 857-200-008; and,

WHEREAS: The City Council after hearing and considering all written and oral testimony and arguments, if any, of all interested persons desiring to be heard, did arrive at the following findings to justify approval of Conditional Use Permit 2007-01:

1. The proposed use is allowed with the issuance of a Conditional Use Permit pursuant to Blythe Municipal Code Section 17.08.010.
2. The proposed use is consistent with the City's General Plan and Zoning Ordinance.
3. The proposed use, with proposed conditions of approval, is suitable for the site.
4. The proposed location of the conditional use and the conditions under which it will be operated and maintained will not be detrimental to the public health, safety or welfare, or materially injurious to properties or improvements in the vicinity.
5. A Mitigated Negative Declaration, in compliance with the California Environmental Quality Act, was prepared for the project.
6. The environmental assessment and analysis prepared for this project reflects the independent judgment of the City of Blythe.

NOW, THEREFORE, BE IT RESOLVED: That the Blythe City Council does hereby approve Conditional Use Permit 2007-01 subject to conditions as attached.

PASSED, APPROVED, and ADOPTED this 12th day of June, 2007, by the following called vote, to wit:

AYES:
NOES:
ABSENT:

Robert A. Crain, Mayor

ATTEST:

Virginia Rivera, City Clerk
(S E A L)

**City of Blythe
Planning Department
Conditions of Approval**

Conditional Use Permit 2007-01

Project Applicant: Preferred Asset Management

1. The permittee shall defend, indemnify, and hold harmless the City of Blythe, its' agents, officers and employees from any and all claim(s), cost(s) or expenses(s), including legal fees and costs, action(s) or proceeding(s) against the City of Blythe or its agents, officers or employees to attach, set aside, void or annul an approval of the City of Blythe concerning Conditional Use Permit 2007-01 and all associated entitlements, including but not limited to use permits, and the/their associated environmental document/analysis regardless of whether or not litigation is commenced or arbitration requested.
2. Development of the site shall comply with the mandatory requirements of all City of Blythe Ordinances and Resolutions, all applicable State and Federal Codes and Laws [in place at such time as entitlements are granted and/or building permits are applied for] and shall substantially comply with project conditions of approval.
3. For all private improvements, a completed building permit application (with valuation of work) and three (3) complete sets of construction plans shall be submitted to the City Building Department. Plans shall include Title 24 energy calculations and engineering. Plans and specifications must be prepared by a design professional and must comply with seismic zone 3, exposure C, and wind speed of 70 mph.
4. For all public improvements, a completed building permit application (with valuation of work) and four (4) complete sets of construction/installation plans shall be submitted to the City Building Department.
5. A Temporary Use Permit must be obtained to allow the installation of a construction trailer on the site.
6. All contractors and/or sub-contractors for the project must obtain a City Business License before commencing work within the City limits.
7. Pursuant to Blythe Municipal Code Section 17.27.020(b), newly constructed and reconstructed commercial and industrial buildings and structures and additions to commercial and industrial buildings and structures shall include public arts amenities.

Payment may be made to the City of a fee in-lieu of the inclusion of public arts amenities. Said fee shall be one percent (1%) of commercial and industrial project costs as stated on building permits. Project costs shall not include improvements in/to the public right-of-way. For projects valued at less than \$1M, the applicant is encouraged to pay the in-lieu fee.

The Blythe City Council shall review and hold discretionary approval of all art proposed for construction and/or installation in public places.

8. All contractors and/or sub-contractors for the project must hold a current and active California State Contractors License and provide verification of workers compensation insurance. Said information shall be provided to the City Building Department prior to start of trade.

9. The developer shall install on-site security lighting. Security lighting shall comply with City of Blythe Municipal Code Section 17.28.030 as it pertains to off-site lighting and glare. The placement, size and type of lighting shall be shown on improvement plans and shall be approved by the Development Services Department. Lighting alternatives and design must cause the least disturbance to the surrounding views.
10. Commercial Area Landscaping:

Landscaping shall be installed per BMC Section 17.22. Said landscaping shall be installed prior to a certificate of occupancy being issued. A detailed landscape plan shall be submitted with building permit application(s). The landscape plan shall include a list of all proposed plants (common and botanical names), the quantity and size of each type of plant and a schematic of the full coverage irrigation system.

 - A. Plants should be drought tolerant and low maintenance and shall consist of an effective combination of trees, lawn and/or ground cover, shrubs and desert vegetation as approved by the Planning Director.
 - B. In order to promote water conservation and weed control, all unplanted landscape areas shall be mulched with a minimum of two inches of material ($\frac{3}{4}$ " crushed rock). A sample of the proposed material shall be submitted with the landscape plan for approval.
 - C. Five percent of the parking area visible from a public street shall be landscaped. For every two hundred square feet of landscaping, a minimum of one deciduous or evergreen tree conforming to the measurements specified below shall be planted in a tree well sized to properly accommodate the intended tree. Suitable protection shall be provided to trees and public works from traffic.
 1. Minimum branching height for all shade trees shall be six feet.
 2. Minimum size for shade trees shall be 3.5 to four inches in diameter measured six inches above grade; and, 12 to 14 feet in height.
 - D. All landscaped areas must be equipped with a properly maintained, permanent, automated, underground, full-coverage irrigation system meeting the approval of the Planning Director and protected from vehicular traffic by a [minimum] six inch high curb.
 - E. Because landscape water meters do not incur waste water fees, it is recommended that a landscape water meter be installed.
11. Before any sign(s) may be erected, a signage plan shall be submitted to the Development Services Department for approval and the appropriate sign permits obtained.
12. The retention/detention basin(s) shall be landscaped using a combination of trees, shrubs, and grass. The retention basin shall be equipped with a full coverage automatic controlled irrigation system and a landscape water meter shall be installed. In order to promote water conservation and weed control, all unplanted landscape areas shall be mulched with a minimum of two inches of material ($\frac{3}{4}$ " crushed rock). A sample of the proposed material shall be submitted with the landscape plan for approval.
13. School Facility Fees, per Government Code 53080 and California Education Code 17620 and 65995, shall be paid prior to issuance of building permits.

14. Primary and secondary driveway(s) shall be gated with six (6) foot high, wrought iron gate and a KNOX Rapid Entry System installed on each. Vertical spacing of the wrought iron gate members shall not exceed four (4) inches.
15. In addition to any landscaping maintenance, weed and graffiti abatement shall be the responsibility of the applicant/developer. The applicant, permittee, assignee or any successor-in-interest shall maintain the property and landscape area in a clean, neat, and healthful condition.
16. The developer/applicant shall install five 12" x 12" signs, one at or near each entrance gate and one each on the north, west and east side of the facility, that read, "For graffiti removal please call ____-____-____." Upon notification, the developer/applicant or their assignee shall remove or cause to be removed all graffiti from the site within 48 hours. Removal of the graffiti shall be by high pressure wash, sand blasting or painting. If painting is the chosen method, the paint must be of the same color as the wall.
17. All parking areas, including those for outdoor automotive display, sales and storage, shall be surfaced or paved with asphalt concrete of at least two and one-half inches thickness over a suitable base materials, and shall thereafter be maintained in good condition. However, should use or soil conditions necessitate, the Planning Director may require additional paving or lot improvements. (Reference BMC Section 17.60.050 Design of outside storage and Section 17.16.120.G Design-Nonresidential)
18. Mail box type and location(s) shall be coordinated with the United States Postal Service and approved by the City of Blythe.
19. All existing and proposed utilities shall be undergrounded. Confirmation shall be provided to the City from the involved company(ies) that all the required deposit(s) to underground the facility(ies) have been paid prior to the issuance of a grading permit.
20. Adequate/suitable containers for the storage & disposal of trash must be installed to City of Blythe Standards. The location of the trash enclosure shall be approved by the City of Blythe and Palo Verde Valley Disposal.
21. Mitigation measures generated through the CEQA process shall be assumed to be conditions of project approval.
22. The applicant/developer shall remit to the City of Blythe development impact fees as authorized by City Ordinances and Resolutions in place at such time as building permits are issued. Payment of development impact fees may be deferred until final inspection and shall be paid in full prior to issuance of certificates of occupancy.
23. School Facility Fees, per Government Code 53080 and California Education Code 17620 and 65995, shall be paid prior to issuance of building permits.
24. Individual mini-storage unit size may not exceed 300 square feet. Recreational vehicle spaces shall not be used for storage of household goods.
25. The building address must be posted in minimum 12" numbers on the upper right corner of the building. The address must be clearly visible from East Hobsonway.

26. The applicant/developer shall install 22,000 lumen street lights on marbelite poles along the East Hobsonway frontage of the development site. The number of lights and the location of the lights shall be determined by the City of Blythe Public Works Department and installed based on the location of Southern California Edison underground facilities and National Street Light Standards.
27. All interior turning radii shall be a minimum of 42' to adequately accommodate maneuvering emergency response vehicles.
28. Prior to start of improvements, the developer/applicant shall have established and marked all property corners.
29. Recommendations contained in the geotechnical report shall be included in project design and construction.
30. The applicant shall comply with Chapter 18 and Appendix 33 of the 2001 California Building Code and provide a preliminary soils report prepared by an engineer licensed by the State of California. The soils report shall include recommendations regarding construction of pads and compaction. The recommendations of the soils engineer shall be included in the grading and site plans.
31. All construction on the site shall comply with the edition of the California Building, Electrical, Plumbing, Mechanical and all other applicable California Codes, in effect at the time building permit applications are submitted.
32. A final site grading, drainage and soil report shall be provided to the City prior to issuance of building permits.
33. Pad certification for each lot shall be submitted to the Building Department and shall include soil compaction, elevations, drainage and property corners. (Plans shall be prepared by a California Registered Civil Engineer)
34. Pretreatment for termites is required within 24 hours of placement of any footings or slab. Soil treatment shall be done by professional applicators of termicide at concentrations consistent with manufacturer's label. Upon completion of treatment, the applicator shall 'tag' the site in a readily visible location identifying the date and method of treatment. A Certificate of Treatment from the applicator shall be submitted to the Building Department prior to final inspection.
35. Fire department access and water supply shall comply with Sections 901, 902 and 903 of the 2001 California Fire Code. Plans shall be submitted to the Fire Marshal and Public Works Department detailing placement of fire hydrants on and off site.
36. Fire flow requirements, based upon type of construction and size, shall comply with Appendix 111-A and 111-B of the 2001 California Fire Code.
37. Internally illuminated directory display boards are required adjacent to the project primary and secondary entrances. Both directories shall present a diagrammatic representation of the actual site layout, showing the name of the complex, all access roads within the complexes, building designations, unit numbers and all fire hydrant locations. The directory boards shall be a minimum of 4' x 4', shall be oriented for vehicular emergency response and shall be reviewed and approved [prior to installation] by the Fire Marshal.

38. In areas where motor vehicles, boats or motorized devices are stored, the floor surfaces shall be of non-combustible, non-absorbent material. Floors shall drain to an approved oil separator or trap, discharging to sewer in accordance with the California Plumbing Code.
39. Section 15.04.011 of the Blythe Municipal Code amends the 2001 California Building Code, Section 904.2.1 to read: Any new commercial or industrial structure with the occupancies M, S-1, S-2, S-3, S-4, S-5, A-1, A-2, A-2.1, A-3, B, E-1 and H, except those areas where the application of water may cause a serious fire hazard; and R-1 shall be sprinkled if they exceed 10,000 square feet in area.
40. All work performed in the public right-of-way shall conform to the City of Blythe Standard Drawing and Specifications and shall meet all ADA requirements (e.g. sidewalks and driveway aprons).
41. The existing above ground utilities on Hobsonway and all on-site utilities shall be undergrounded. Confirmation shall be provided to the City from the involved company(ies) that all the required deposit(s) to underground the facility(ies) have been paid prior to the issuance of a grading permit.
42. Adequate/suitable containers for the storage & disposal of trash must be installed to City of Blythe Standards. The location of the trash enclosure shall be approved by the City of Blythe and Palo Verde Valley Disposal.
43. Before commencing work in the right-of-way, a representative of the developer shall attend a pre-construction meeting with the Department of Public Works to discuss issues pertaining to traffic control and public safety. The developer/applicant or their public improvement contractor(s) shall provide written notification to emergency service agencies (i.e. police, fire, ambulance...) when work in the right-of-way will impede traffic flow or require street closure.
44. If construction work in the right-of-way exceeds \$3,500 in valuation, the contractor for the developer shall post a performance bond equal to the cost of the work prior to issuance of an encroachment permit to work in the right-of-way.
45. All plans and specifications for work in the right-of-way shall be prepared by an engineer or architect licensed in the State of California to perform such work.
46. Before commencing work in the right-of-way, a representative of the applicant or contractor shall attend a pre-construction meeting with the Department of Public Works to discuss issues pertaining to traffic control and public safety.
47. All plans prepared for submission to the Department of Public Works shall be on 24 inch by 36-inch sheets, as per the Standard Specifications. If plans are submitted on other than the specified sheet size, they will be returned to the applicant, prior to plan check, for sheet size correction.
48. The applicant shall install curb, gutter, and sidewalk along the project frontage on East Hobsonway in accordance with the City's Standard Drawings and Specifications. The two entrances shall be constructed according to City of Blythe Standard Drawing S-206B. At the east and west ends of the new roadway, provide asphalt tapers according to City of Blythe Standard Drawings and Specifications.
49. Provide a geotechnical report to determine the new roadway section on Hobsonway. The new roadway shall be attached to the existing roadbed per Standard Drawing S-230. The street upgrade work shall continue to the centerline of Hobsonway. Provide a stripping plan that would


not interrupt the flow of the east and westbound traffic allowing left-turning movements into the project from Hobsonway and addressing the traffic entering Hobsonway from the project.

50. Provide hydrology calculations for a 10 and 100-year storm event, per City of Blythe Standard Drawing S-500 and 500A. Since there is no existing storm drain system, all storm water shall be retained on site. The retention basin shall be designed to be free of standing water in 72 hours and shall have hydro-carbon filters installed at all inlets to the basins. All finish floor elevations shall be above the 100-year storm event water elevations.
51. Currently there is a six-inch water line in Hobsonway traversing the front of the proposed project. This water line appears to be inadequate to service the requirements for fire flow inside the proposed project. The applicant shall be responsible for all improvements to the existing water system to meet current building codes. All improvements shall be according to City of Blythe Standard Drawings and Specifications. If the applicant has to install a water line from the intersection of Hobsonway and Intake Blvd it may be possible to seek a reimbursement agreement from the City from funds received from future services installed along the portion provided by the applicant.
52. The current sewer line in front of the proposed project is a 6-inch force main. In order to use the force main the applicant shall be required to install a sewer lift station, which shall be maintained and owned by the applicant. Before accepting the added sewage produced by the project, the applicant shall employ the services of a registered civil engineer to determine that this project shall not overload the current system.
53. Provide a 5-foot dedication to the City of Blythe along Hobsonway from parcels 857-200-007 and 008. This is a continuation to right-of-way alignment from Intake Blvd.
54. At all fire hydrant locations, as approved by the fire marshal, applicant shall install James Jones Model 3750 hydrants, per the City of Blythe Standard Drawings and Specifications.
55. Any wastewater produced at the site must be disposed of in an approved manner. The RV dump station shall be connected to the sewer system. The RV wash rack shall drain to the city sewer. If the wash rack is to drain anywhere else (surface or subsurface), clearance and discharge requirements from the Colorado River Region of the Water Quality Control Board must be provided to the Department of Environmental Health prior to further consideration.
56. No storage or allowing the storage of Hazardous Materials at the site.

Conditional Use Permit 2007-01




Zoning and Land Use Map

Preferred Asset Management



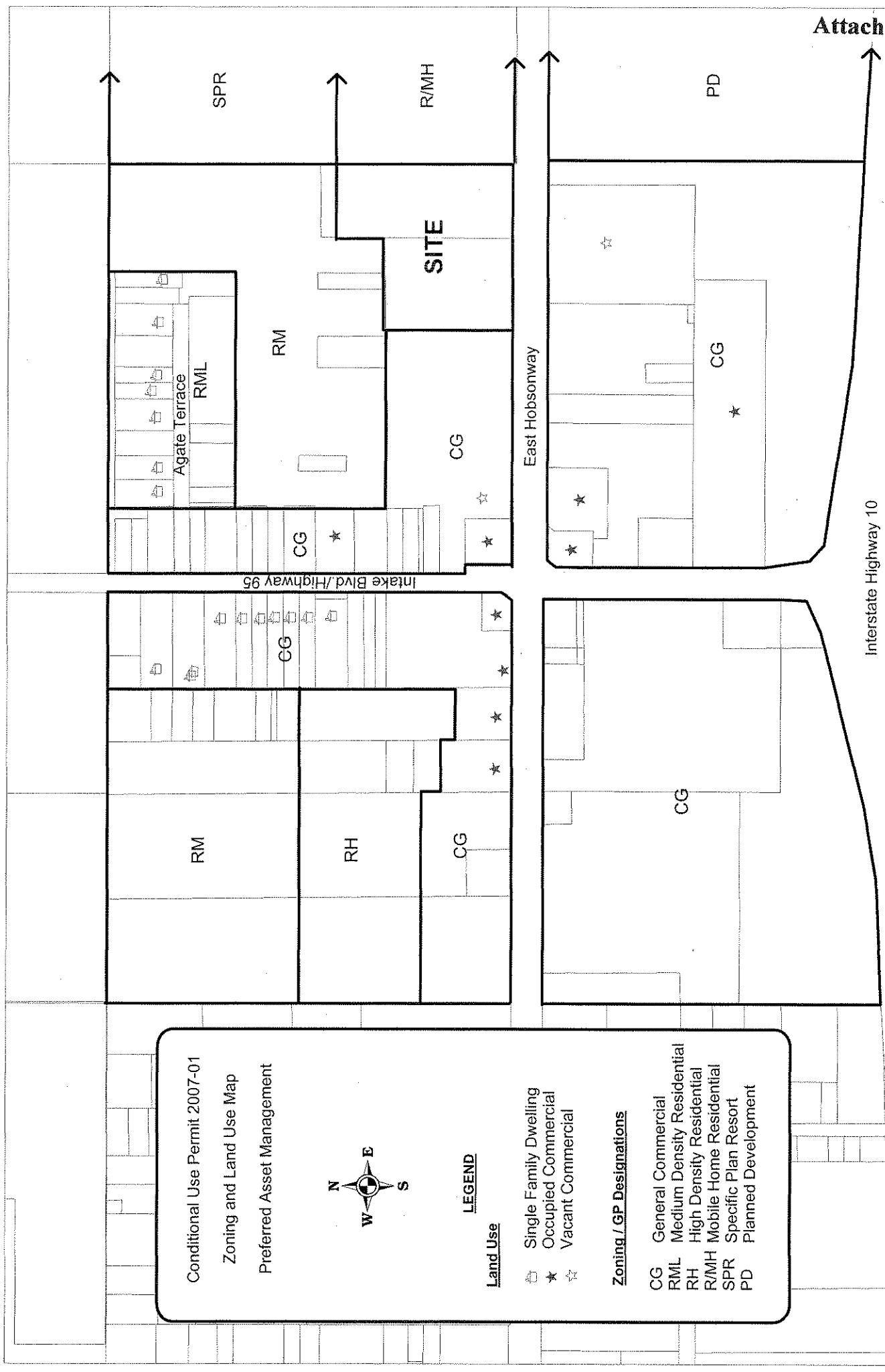
LEGEND

Land Use

-  Single Family Dwelling
-  Occupied Commercial
-  Vacant Commercial

Zoning / GP Designations

- CG General Commercial
- RML Medium Density Residential
- RH High Density Residential
- R/MH Mobile Home Residential
- SPR Specific Plan Resort
- PD Planned Development



3/4" HPSB MIN. 2" THICK IN
W/ FIBER IN ALL PLANTING BEDS
OR STABILIZER
W/ FIBER/GRASS

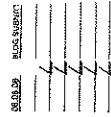


18652
fortia st
suite 200
huntington beach,
california
92648-6006
714.375.2833

power storage
& rv yard -
bryne
huntington beach,
california
92648

client:
preferred agent
management
3000
highway 101
suite 100
san luis obispo,
california 93040

exterior
elevations
building 1

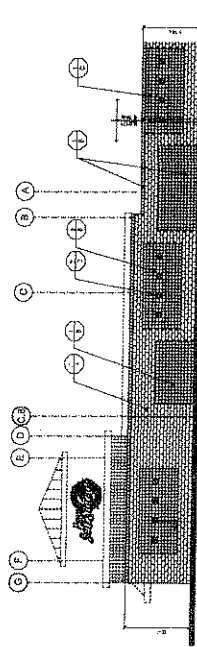


320
sheet
320
320

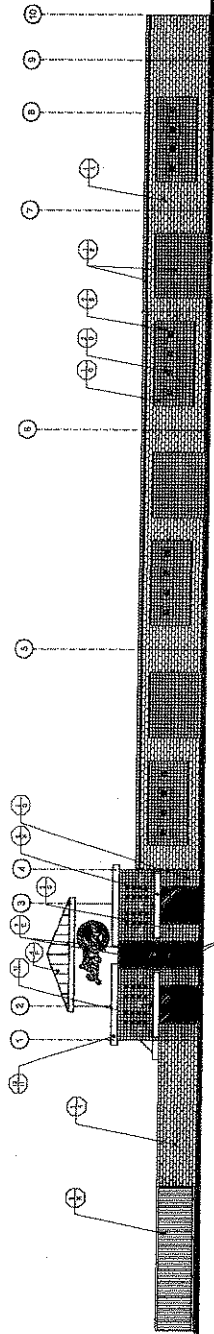
COLOR SCHEME

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6	WALLS - WHITE
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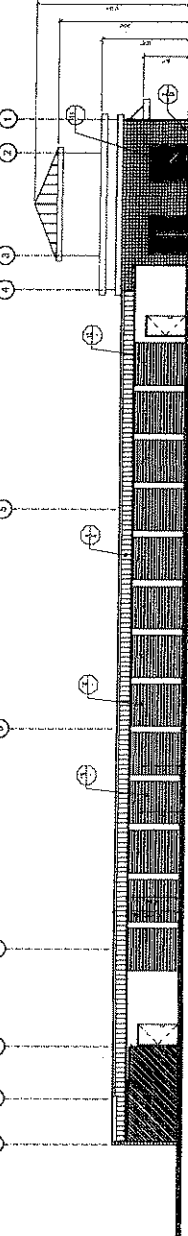
BUILDING 1 - WEST ELEVATION



BUILDING 1 - EAST ELEVATION



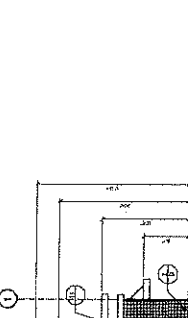
BUILDING 1 - SOUTH ELEVATION



BUILDING 1 - NORTH ELEVATION



BUILDING 1 - WEST ELEVATION



BUILDING 1 - EAST ELEVATION





18552
Florida st
Suite 200
San Diego, CA 92108
954.68.6006
714.976.2885

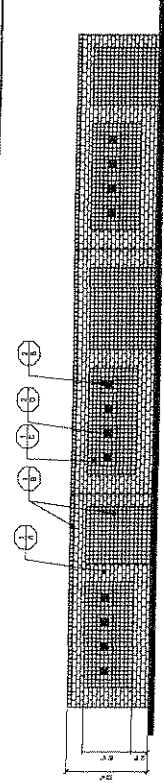
power storage
& in yard -
byline
robert way
west of state,
byline, california
92223

allison
preferred asset
management
3030
old ranch highway
west beach,
california 90740

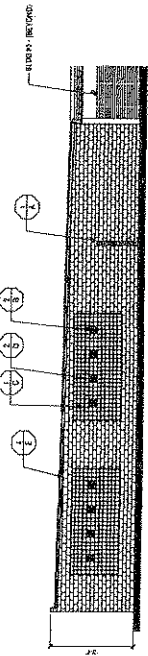
exterior
elevations
building 2 & 3

06/06/2016 BLDG ELEVATIONS
3.21
SHEET

BLDG 2 - SOUTH ELEVATION 01



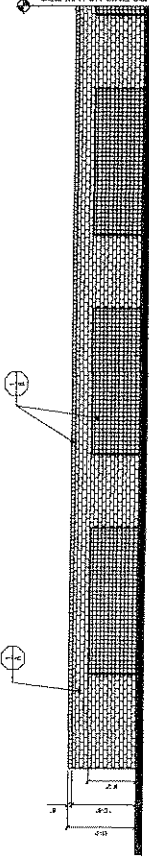
BLDG 2 - EAST ELEVATION 02



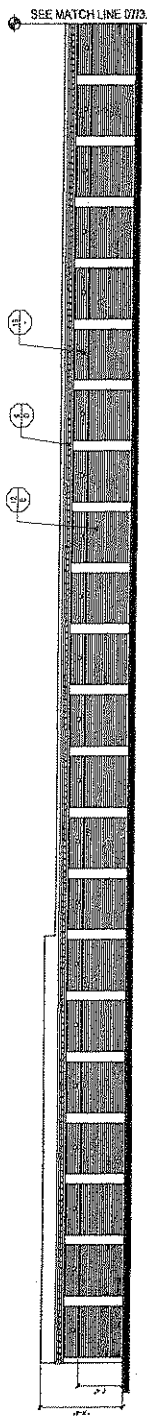
BLDG 3 - PARTIAL WEST ELEVATION 03

- 1. SEE MATCH LINE 03/3.21
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- 6. SEE MATCH LINE 03/3.21
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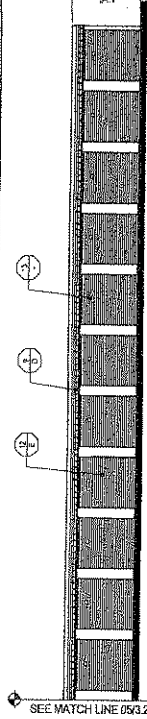
BLDG 3 - PARTIAL WEST ELEVATION 04



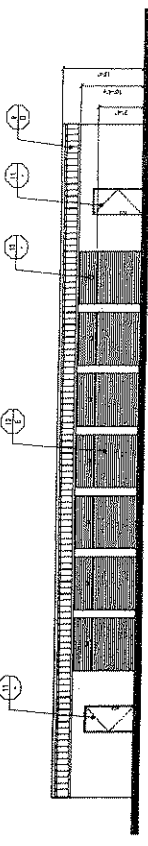
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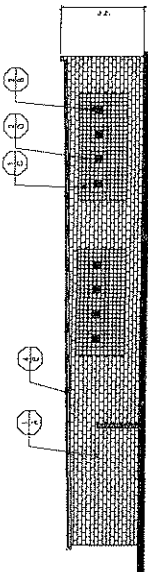
BLDG 3 - PARTIAL EAST ELEVATION 07



BLDG 2 - NORTH ELEVATION 06



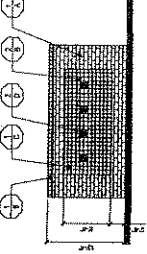
BLDG 2 - WEST ELEVATION 07



BLDG 3 - NORTH ELEVATION 08



BLDG 3 - SOUTH ELEVATION 10



EXTERIOR ELEVATION NOTES 06



16852
florida st.
suite 200
huntington beach,
california 92648
92648-8006
714.375.2883

power storage
& x yard -
byrne
byrne way
near of mts
byrne, california
92223

CRSIS
preferred asset
management
3030
old ranch highway
san leandro,
california 94740

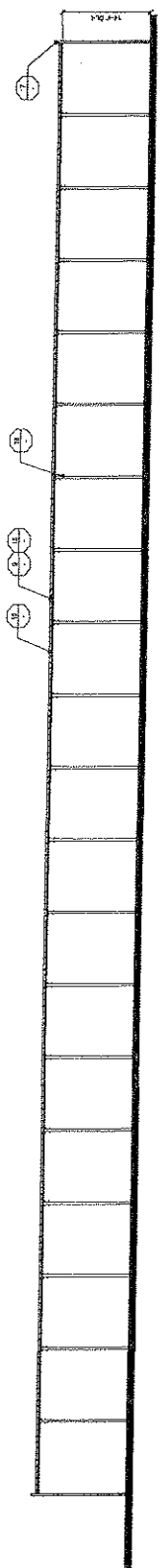
exterior
elevations
buildings
C1, C2 & 4

DATE	BLDG SUBMITALS

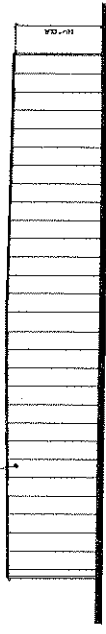
3.22
SHEET
May 22/24

AKRASS ARCHITECTS, P.C.

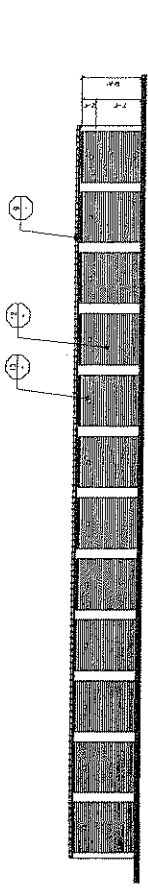
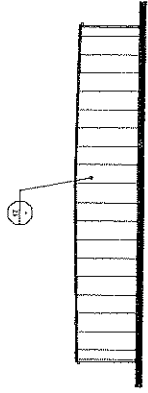
BLDG C1 - WEST ELEVATION - EAST SIMILAR 01



BLDG C1 - NORTH ELEVATION - SOUTH SIMILAR 02

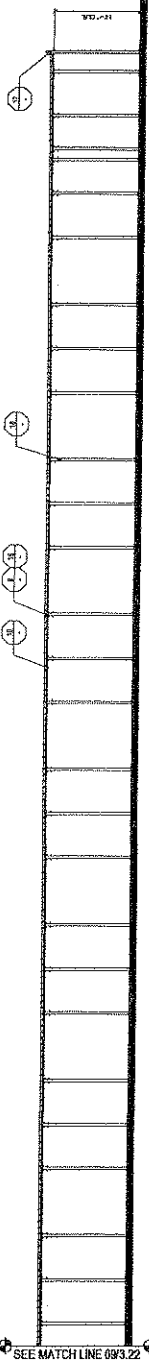


BLDG 4 - NORTH ELEVATION - SOUTH SIMILAR 17

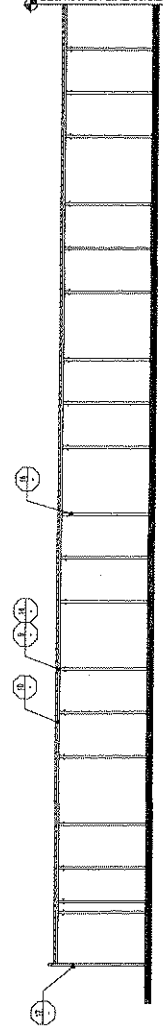


BLDG 4 - WEST ELEVATION 18

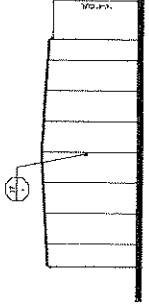
BLDG 4 - EAST ELEVATION 03



BLDG C2 - PARTIAL EAST ELEVATION 08



BLDG C2 - PARTIAL EAST ELEVATION 09



BLDG C2 - NORTH ELEVATION - SOUTH SIMILAR 10

1. MATERIALS: SEE SPECIFICATIONS
2. FINISHES: SEE SPECIFICATIONS
3. COLOR: SEE SPECIFICATIONS
4. LIGHTING: SEE SPECIFICATIONS
5. LANDSCAPE: SEE SPECIFICATIONS
6. SIGNAGE: SEE SPECIFICATIONS
7. FURNITURE: SEE SPECIFICATIONS
8. EQUIPMENT: SEE SPECIFICATIONS
9. ACCESSORIES: SEE SPECIFICATIONS
10. OTHER: SEE SPECIFICATIONS

NOTES:
1. SEE SPECIFICATIONS FOR MATERIALS AND FINISHES.
2. SEE SPECIFICATIONS FOR LIGHTING AND LANDSCAPE.
3. SEE SPECIFICATIONS FOR SIGNAGE AND FURNITURE.
4. SEE SPECIFICATIONS FOR EQUIPMENT AND ACCESSORIES.

COLOR SCHEME
A. EXTERIOR WALLS
B. ROOFING
C. LANDSCAPE
D. SIGNAGE
E. FURNITURE
F. EQUIPMENT
G. ACCESSORIES



18652
florida st.
suite 200
huntington beach,
california
92648-6006
714.375.2883

power storage
& yard -
dyette
hudson way
west of hake,
blythe, california
92226

office
preferred asset
management
2000
highway
suite 350
beach, califonia 90740

exterior
elevations
building 5

BLDG 5 - NORTH ELEVATION
BLDG 5 - SOUTH ELEVATION
BLDG 5 - WEST ELEVATION
BLDG 5 - EAST ELEVATION

3.23
SHEET
DATE 10/04/01
BY 10/04/01

BLDG 5 - PARTIAL EAST ELEVATION

BLDG 5 - PARTIAL EAST ELEVATION

BLDG 5 - PARTIAL WEST ELEVATION

BLDG 5 - PARTIAL WEST ELEVATION

BLDG 5 - SOUTH ELEVATION

BLDG 5 - NORTH ELEVATION

- 1. MATERIALS AND FINISHES
- 2. COLOR SCHEME
- 3. LIGHTING
- 4. SIGNAGE
- 5. LANDSCAPE
- 6. FURNITURE
- 7. EQUIPMENT
- 8. ACCESSORIES
- 9. OTHER

COLOR SCHEME

1	WHITE
2	GRAY
3	BROWN
4	GREEN
5	BLUE
6	RED
7	PURPLE
8	PINK
9	YELLOW

EXTERIOR ELEVATION NOTES

Attachment J

5-01-07

CUP 2007-01

TO: Jennifer Wellman, Planning Director

From: Barbara Shepherd Ford

Re: Case No. Cup 2007-01

I had hoped to be present at the Public Hearing regarding the above Project. However family obligations changed my plans at the last minute.

Our family is opposed to this Project. One piece of our land, Parcel # 857-200-006 is right next to ~~the~~ parcel # 857-000-007.

Our other parcel is 857-190-002. With this storage facility being located so close, we feel it would make it very difficult to develop or sell our land.

FAX COVER SHEET**POSTALANNEX⁺**
Your Home Office.

82-204 Highway 111 #C

Indio, CA 92201

(760) 775-2318

(760) 775-2319 FAX

NO CHARGE FOR COVER SHEET

DATE: 5-1-07 FAX# (760) 922-6334ATTENTION: Jennifer WellymanFROM: Barbara Shepherd Ford) 347-4788(760)NUMBER OF PAGES: 2 (including this page)

Memo: _____

OUR FAXES ARE GUARANTEED



CUP 2007-01

Properties referenced in the
attached correspondence (5/1/2007)
submitted by Barbara Shepherd Ford

← SITE

857200006

857190022

Agate Terrace

Intake Blvd.

East Hobsonway

**CITY COUNCIL
PUBLIC HEARING
STAFF REPORT**

June 12, 2007

FILE NO.: CUP 2007-02

SUBJECT: A request to allow a residential unit to be located above an existing business on property designated as CC (Community Commercial)

**APPLICANT/
OWNER:**

Grant Mayfield
44-489 Town Center Way, Ste D-414
Palm Desert CA 92260

LOCATION: 127 West Hobsonway – Assessor's Parcel Number 845-133-022

PROJECT DESCRIPTION: The applicant is requesting approval of a Conditional Use Permit to allow the rehabilitation and subsequent habitation of a residential unit above and in conjunction with an existing business. The subject site is located in the alley (a.k.a. Midway Place) between Spring Street and North Broadway, on the north side of Hobsonway.

GENERAL PLAN LAND USE AND ZONING DESIGNATION: The General Plan Land Use and Zoning Designation of the proposed project site is CC (Community Commercial). Pursuant to Section 17.68.025 of the Blythe Zoning Ordinance, residential uses are allowed in the General Commercial zone with issuance of a Conditional Use Permit, although they are not allowed in the Community Commercial zone. However, pursuant to Section 3.5 *Retail and Commercial Services* of General Plan 2025, residential uses are allowed in all (three) commercial zones with issuance of a Conditional Use Permit. Because General Plan 2025 is the most recently adopted "guide" addressing this issue, an implied repeal of [associated] sections of the Zoning Ordinance has occurred; General Plan 2025 supersedes the previously adopted Zoning Ordinance. A formal amendment of pertinent sections of the Zoning Ordinance will be presented to the Blythe City Council.

ADJACENT LAND USES AND SURROUNDINGS

NORTH: CC (Community Commercial), P/QP (Public Quasi Public) – mixed commercial and public use properties, vacant commercial properties, Murphy Street;

SOUTH: CG (General Commercial), P/QP (Public Quasi Public), RH (high Density Residential) – mixed commercial and residential use properties, vacant commercial and residential properties, Rice Street;

EAST: CG (Commercial General), CC (Community Commercial), P/QP (Public Quasi Public), RML (Medium/Low Density Residential) – mixed commercial, public use and residential properties, First Street; and

WEST: CG (Commercial General), CC (Community Commercial), P/QP (Public Quasi Public) – mixed commercial and public use properties, vacant commercial properties, Main Street.

ENVIRONMENTAL REVIEW: The City of Blythe has determined that this project is exempt from provisions of CEQA pursuant to Section 15061 (b)(3) of the CEQA Guidelines in that it can be seen with certainty that the activity in question will not have a significant effect on the environment.

PUBLIC NOTIFICATION: Notice of application for the subject Conditional Use Permit was published in the Palo Verde Valley Times on May 23, 2007. No comments were received regarding this project at the time of staff report preparation.

STAFF ANALYSIS: Pursuant to Section 17.68.025 of the City of Blythe Zoning Ordinance, before a Conditional Use Permit may be granted allowing a residential unit in a commercial or industrial zone, the following findings must be made:

1. *The proposed dwelling is in character with the existing neighborhood.*
The proposed residential unit will be located in the upper-story of an existing commercial building. No exterior modifications to the existing building are anticipated or required to accommodate the requested use; therefore, the proposed dwelling is in character with the existing neighborhood.
2. *The proposed dwelling is an area where adjacent land uses are residential.*
All parcels immediately surrounding the subject site are occupied by commercial or public uses; however, a mix of low-, medium- and high-density residential units are located within close proximity of the proposed project site.
3. *The proposed dwelling does not conflict with the permitted uses of the zone in regards to access and traffic generation.*
Per the Conditions of Approval, the applicant is required to designate one of the available parking spaces for use by the occupant of the residential unit. Said designation will be accomplished with posting of a reserved parking sign. Typical Residential uses typically generate 6.7 average vehicle trips per day. As such, the Proposed Project does not conflict with the permitted uses of the zone in regards to access and traffic generation.

In addition to these findings, Section 17.68.025 requires that the Conditions of Approval include a statement of the potential conflicts that may arise due to the issuance of the conditional use permit and a statement of non-liability for conflicts arising due to the conflict of uses in the zone. These statements have been listed as additional conditions for project approval.

FINDINGS

1. The proposed use is one conditionally permitted within the subject zone pursuant to Section 3.5 of General Plan 2025.
2. The proposed use would not impair the integrity and character of the district in which it is to be located.
3. The subject parcel is physically suitable for the type of land use being proposed.
4. The proposed use is compatible with the existing uses on the project site and uses within the project vicinity.
5. There are adequate provisions for water, sanitation, and public utilities and services to ensure that the proposed use would not be detrimental to public health and safety.
6. The proposed project is exempt from provisions of CEQA pursuant to Section 15061 (b)(3) of the CEQA Guidelines in that it can be seen with certainty that the activity in question will not have a significant effect on the environment.
7. The environmental analysis for this project reflects the independent judgement of the City of Blythe.

PLANNING COMMISSION ACTION: On Tuesday, June 5, 2007, the Planning Commission held a public hearing to take testimony and gather facts and evidence to render its recommendation on Conditional Use Permit 2007-02 to the City Council. The Commission, by a 3-0 vote, has recommended that the City Council approve the Notice of Exemption prepared for Conditional Use Permit 2007-02; and, by a 3-0 vote has recommended approval of Conditional Use Permit 2007-02, with conditions. Chairperson Jessop-Watkins did not participate in the Public Hearing or vote due to conflict of interest. Commissioner Bolliger was absent during the Public Hearing. A copy of the June 5, 2007, meeting minutes [in draft form] are provided in the information section of Council's agenda.


STAFF RECOMMENDATION: It is recommended that the City Council:

- A. Adopt Resolution 07-706 Approving the Notice of Exemption prepared for Conditional Use Permit 2007-02; and
- B. Adopt Resolution 07-707 Approving Conditional Use Permit 2007-02, with conditions.

ATTACHMENTS

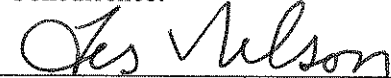
- A. Resolution 07-706 with Exhibit A
- B. Notice of Determination
- C. Notice of Exemption
- D. Resolution 07-707 with Conditions of Approval
- E. Site Plan
- F. Exterior and Second Floor Views

Respectfully Submitted:



Jennifer L. Wellman, AICP
Planning Director

Concurrence:



Les Nelson
City Manager

RESOLUTION NO. 07-706

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE
CONTAINING FINDINGS IN SUPPORT OF APPROVAL OF A NOTICE OF
EXEMPTION FOR CONDITIONAL USE PERMIT 2007-02**

WHEREAS: The City Council of the City of Blythe at its regularly scheduled meeting of June 12, 2007, conducted a public hearing to consider Conditional Use Permit 2007-02 being a request to allow the rehabilitation and subsequent habitation of a residential unit above and in conjunction with an existing business. The site is located at 127 West Hobsonway and is legally described as Assessor's Parcel Number 845-133-022; and

WHEREAS: The City Council considered the following findings in its review of the environmental circumstance for this project:

1. That the project is exempt under State CEQA Guideline Section 15061(b)(3) because it can be seen with certainty that the activity in question will not have a significant effect on the environment.
2. That a Notice of Exemption, in accordance with the California Environmental Quality Act, was prepared for the project.
3. That review of the environmental circumstances regarding this project indicates that no adverse impacts would accrue to wild life resources from implementation of the project.
4. That the project may proceed subsequent to approval and/or conditional approval of the State Department's consideration of a "de minimus impact" pursuant to Section 711.2 et seq. of the Fish and Game Code.
5. That the environmental assessment and analysis prepared for this project reflect the independent judgment of the City of Blythe.

NOW, THEREFORE, BE IT RESOLVED: That the City Council of the City of Blythe does hereby approve the Notice of Exemption prepared for Conditional Use Permit 2007-02 for the .08± acre site shown on Exhibit "A" attached hereto and incorporated herein by this reference.

PASSED, APPROVED, and ADOPTED this 12th day of June, 2007, by the following called vote, to wit:

AYES:
NOES:
ABSENT:

Robert A. Crain, Mayor

ATTEST:

Virginia Rivera, City Clerk
(S E A L)

45-13

T.C.A. 003-004

POR. NW1/4 SEC. 32, T.6S., R.23E.

THIS MAP IS FOR
ASSESSMENT PURPOSES ONLY

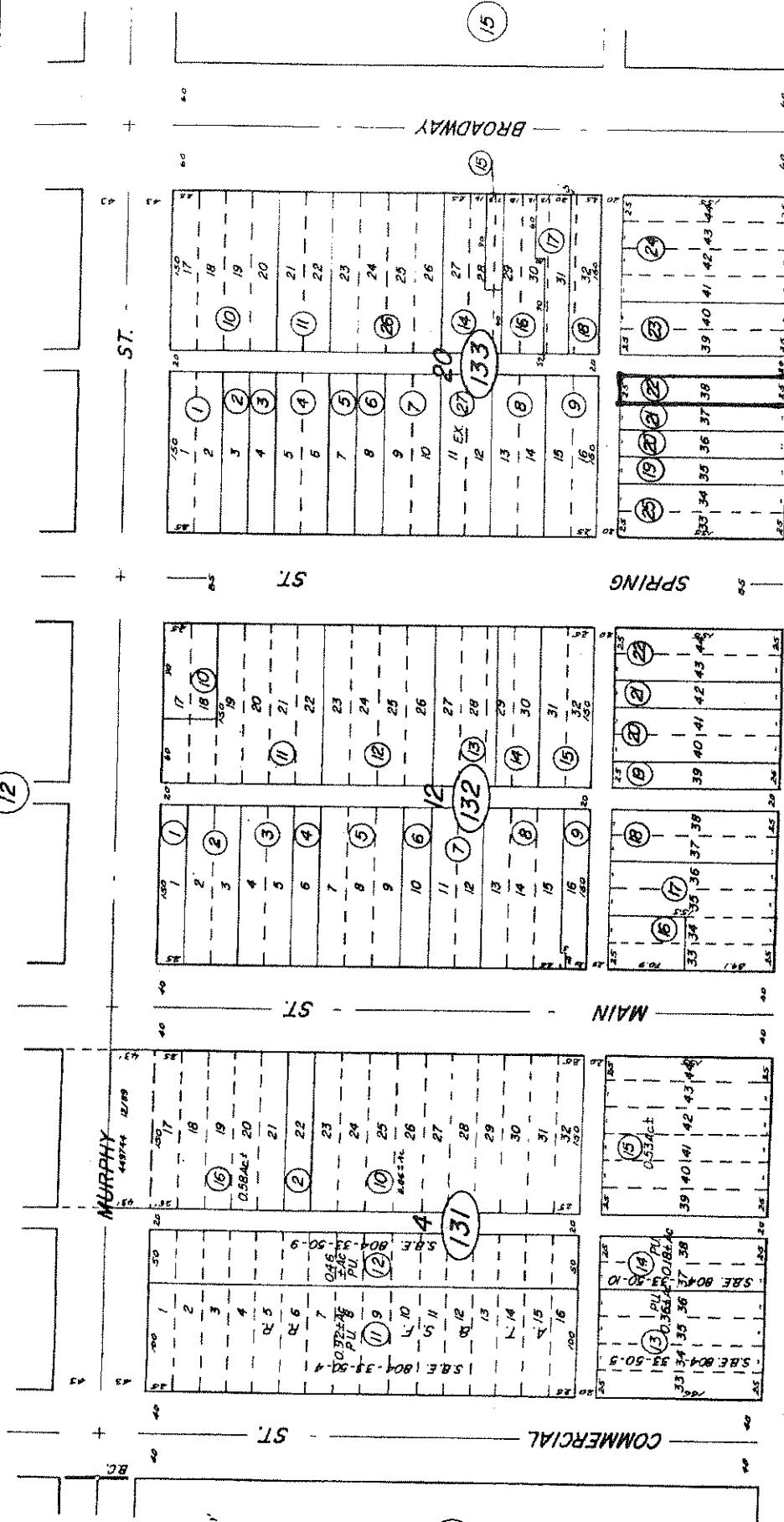


EXHIBIT A

ASSESSOR'S MAP BK. 845
RIVERSIDE COUNTY, CALIF.

Site

DATE	12/18/19	12/18/19	12/18/19	12/18/19
12/18/19	12/18/19	12/18/19	12/18/19	12/18/19
12/18/19	12/18/19	12/18/19	12/18/19	12/18/19
12/18/19	12/18/19	12/18/19	12/18/19	12/18/19
12/18/19	12/18/19	12/18/19	12/18/19	12/18/19
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12/18/19	12/18/19	12/18/19	12/18/19	12/18/19
12/18/19	12/18/19	12/18/19	12/18/19	12/18/19
12/18/19	12/18/19	12/18/19	12/18/19	12/18/19

BK. 848

M.B. 6/26 - Blythe City

Date: R/S 12/20

NOV. 1965

NOTICE OF DETERMINATION WITH DEMINIMIS IMPACT

TO: _____ Office of Planning and Research
1400 Tenth Street, Room 121
Sacramento, CA 95814

X Riverside County Clerk
PO Box 751
Riverside CA 92502-0751

FROM: City of Blythe
235 North Broadway
Blythe CA 92225

PROJECT APPLICANT: Grant Mayfield
44-489 Town Center Way, Ste D-414
Palm Desert CA 92260
(760) 773-1704

SUBJECT: Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

PROJECT TITLE: Conditional Use Permit 2007-02

STATE CLEARINGHOUSE NUMBER: N/A

CONTACT PERSON/PHONE: Jennifer Wellman, AICP - (760) 922-6130 ext. 246

PROJECT LOCATION: 127 West Hobsonway - Assessor's Parcel Number 845-133-022

PROJECT DESCRIPTION: The applicant is requesting approval of a Conditional Use Permit to allow the rehabilitation and subsequent habitation of a residential unit above and in conjunction with an existing business.

This is to advise that the City of Blythe (Lead Agency/Responsible Agency) has approved the above described project and has made the following determination regarding the above-described project:

1. The project ____ will, X will not, have a significant effect on the environment.
2. ____ An Environmental Impact Report was prepared for this project pursuant to the provisions of C.E.Q.A.
____ A Negative Declaration was prepared for this project pursuant to the provisions of C.E.Q.A.
X A Notice of Exemption was prepared for this project pursuant to the provision of C.E.Q.A.
3. Mitigation measures ____ were, ____ were not, made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan ____ was, ____ was not, adopted for this project.
5. A statement of Overriding Considerations ____ was, ____ was not, adopted for this project.
6. Findings ____ were, ____ were not, made pursuant to the provisions of CEQA.

This is to certify that the Notice of Exemption and record of project approval is available to the general public at:
Blythe Development Services Department, 235 North Broadway, Blythe, California

Jennifer Wellman, AICP
Planning Director

Date Received for filing at OPR: N/A

Date _____

NOTICE OF EXEMPTION
With
De Minimis Impact Finding

TO: Office of Planning and Research
P.O. Box 3044, Room 222
Sacramento, CA 95812-3044

FROM: City of Blythe
235 North Broadway
Blythe, CA 92225

County Clerk
County of Riverside
P.O. Box 751
Riverside, CA 92502-0751

Project Title: CUP 2007-02

Project Location: 127 West Hobsonway – Assessor's Parcel Number 845-133-022

Project City: City of Blythe

Project County: County of Riverside

Project Description: A Conditional Use Permit to allow a residential unit to be located above an existing business on property designated as CC (Community Commercial)

Name of Public Agency Approving Project: City of Blythe

Name of Person/Agency Carrying Out project: Grant Mayfield
44-489 Town Center Way, Ste D-414
Palm Desert CA 92260
760-773-1704

Exempt Status: (check one)

☐ Ministerial (Sec. 21080(b)(1): 15268

☐ Declared Emergency (Sec. 21080(b)(3): 15269(a):

☐ Emergency Project (Sec. 21080(b)(4); 15269(b)(c)):

☒ **X** Categorical Exemption: **Section 15061(b)(3)**

☐ Statutory Exemption:

Reason(s) why project is exempt: It can be seen with certainty that there is no possibility that the subject project may have a significant effect on the environment, and therefore it is not subject to CEQA.

Lead Agency Contact Person: Jennifer Wellman, Planning Director
Telephone Agency Telephone No.: (760) 922-6130 ext. 246

RESOLUTION NO. 07-707

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
BLYTHE CONTAINING FINDINGS IN SUPPORT OF APPROVING
CONDITIONAL USE PERMIT 2007-02**

WHEREAS: The City Council of the City of Blythe at its regularly scheduled meeting of June 12, 2007, conducted a public hearing to consider Conditional Use Permit 2007-02, being a request by Grant Mayfield to allow the rehabilitation and subsequent habitation of a residential unit above and in conjunction with an existing business. The site is located at 127 West Hobsonway and is legally described as Assessor's Parcel Number 845-133-022; and,

WHEREAS: The City Council after hearing and considering all written and oral testimony and arguments, if any, of all interested persons desiring to be heard, did arrive at the following findings to justify approval of Conditional Use Permit 2007-02:

1. The proposed dwelling is in character with the existing neighborhood.
2. The proposed dwelling is in an area where there are residential land uses in close proximity.
3. The proposed dwelling does not conflict with the permitted uses of the zone in regards to access and traffic generation.
4. The proposed use is one conditionally permitted within the subject zone and complies with all of the applicable provisions of the General Plan.
5. The subject parcel is physically suitable for the type of land use being proposed.
6. The proposed use is compatible with the existing uses on the project site and uses within the project vicinity.
7. There are adequate provisions for water, sanitation and public utilities and services to ensure that the proposed use would not be detrimental to public health and safety.
8. The proposed project is exempt from the provisions of CEQA pursuant to Section 15061(b)(3) of the CEQA Guidelines in that it can be seen with certainty that the activity in question will not have a significant effect on the environment.
9. The environmental analysis of the project reflects the independent judgment of the City of Blythe.

NOW, THEREFORE, BE IT RESOLVED: That the Blythe City Council does hereby approve Conditional Use Permit 2007-02 subject to conditions as attached.

PASSED, APPROVED, and ADOPTED this 12th day of June, 2007, by the following called vote, to wit:

AYES:

NOES:

ABSENT:

ATTEST:

Robert A. Crain, Mayor

Virginia Rivera, City Clerk
(S E A L)

**City of Blythe
Planning Department
Conditions of Approval**

Conditional Use Permit 2007-02

Project Applicant: Grant Mayfield

1. The permittee shall defend, indemnify, and hold harmless the City of Blythe, its' agents, officers and employees from any claim, action or proceeding against the City of Blythe or its' agents, officers or employees to attack, set aside, void or annul, an approval of the City of Blythe concerning the Conditional Use Permit and its associated environmental documents.
2. The development of the property shall be in accordance with the mandatory requirements of all Blythe Ordinances and California State Laws and shall conform substantially with the conditionally approved Conditional Use Permit.
3. The applicant shall remit to the City of Blythe development fees as authorized by City Ordinances and Resolutions in place at such time that building permits are issued. These fees may be deferred until final inspection and shall be paid in full prior to issuance of certificates of occupancy for the residential unit.
4. School Facility Fees, per Government Code 53080 and California Education Code 17620 and 65995, shall be paid prior to issuance of building permits.
5. If granted, the Conditional Use Permit shall lapse if no improvements have been made to the site or if the permittee does not utilize the permit within one (1) year from the date upon which the Permit is granted.
6. For all private improvements, a completed building permit application (with valuation of work) and three (3) complete sets of construction plans shall be submitted to the City Building Department.
7. All contractors and/or sub-contractors for the project must obtain a City Business License before commencing work within the City limits.
8. All contractors and/or sub-contractors for the project must hold a current and active California State Contractors License and provide verification of workers compensation insurance. Said information shall be provided to the City Building Department prior to start of trade.
9. Mail box type and location(s) shall be coordinated with the United States Postal Service and approved by the City of Blythe.
10. Potential conflicts may arise from the placement of a residential dwelling unit adjacent to commercial uses. The City of Blythe shall not be held liable for any conflicts that may arise from locating the residential unit adjacent to commercial uses.
11. The building address must be posted in minimum 12" numbers on the upper right corner of the building. The address must be clearly visible from Midway Place.
12. One parking space in the adjoining lot shall be posted "reserved parking – for resident of 121 Midway Place only". Said sign shall be posted prior to occupancy of the residential unit.

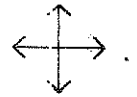
ATTACHMENT E

Site Address: 127 W. Hobsonway #121

Property Owner: Grant Mayfield

Assessors Parcel Number: 84513-3022-6

Telephone Number: (760) 413-7442

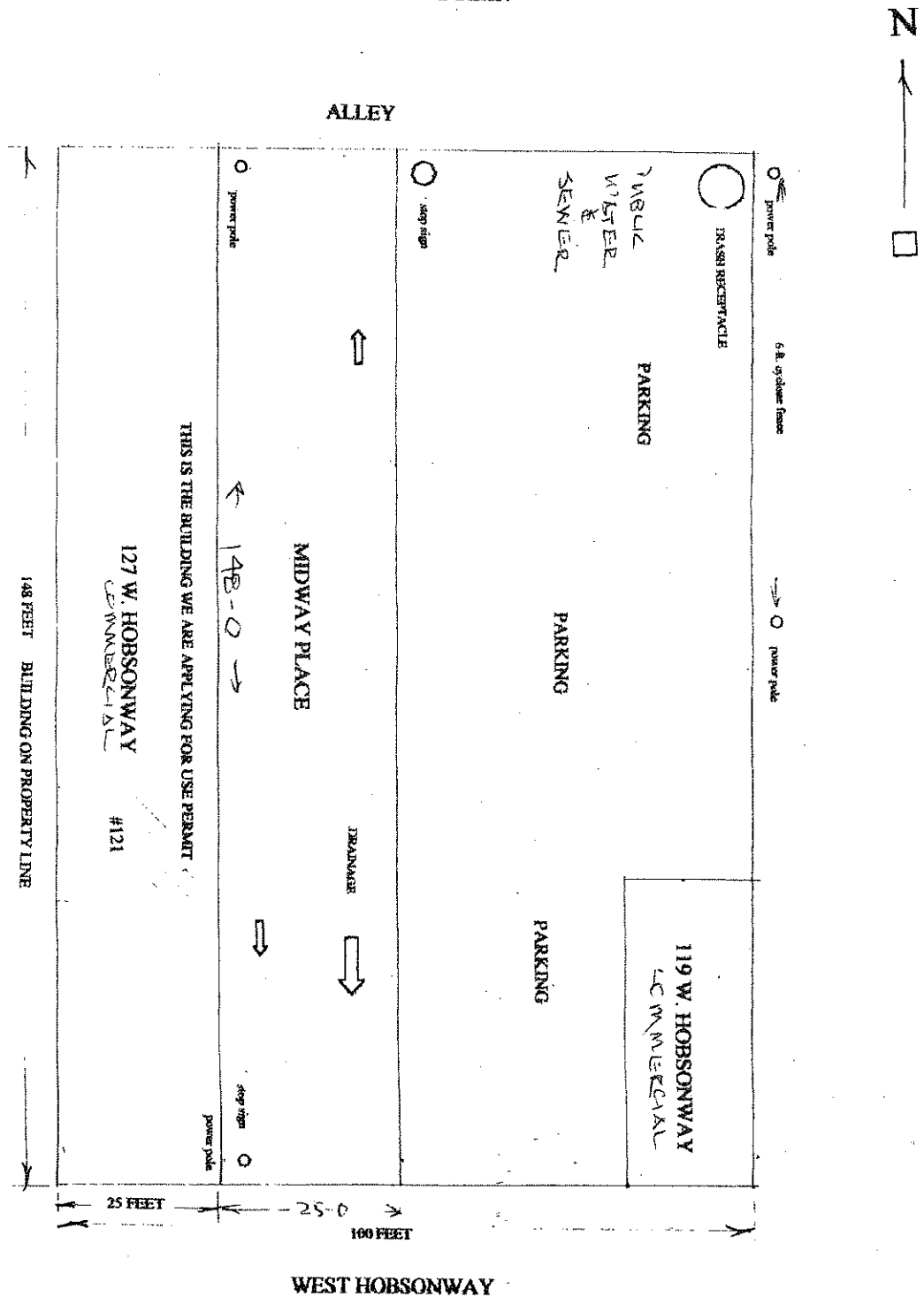


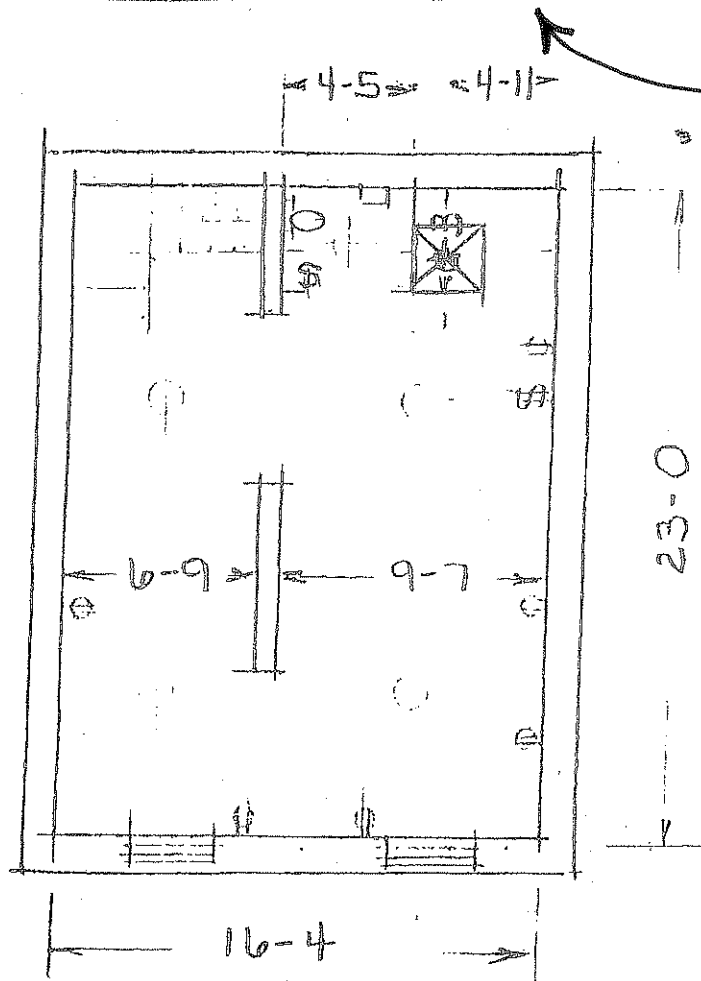
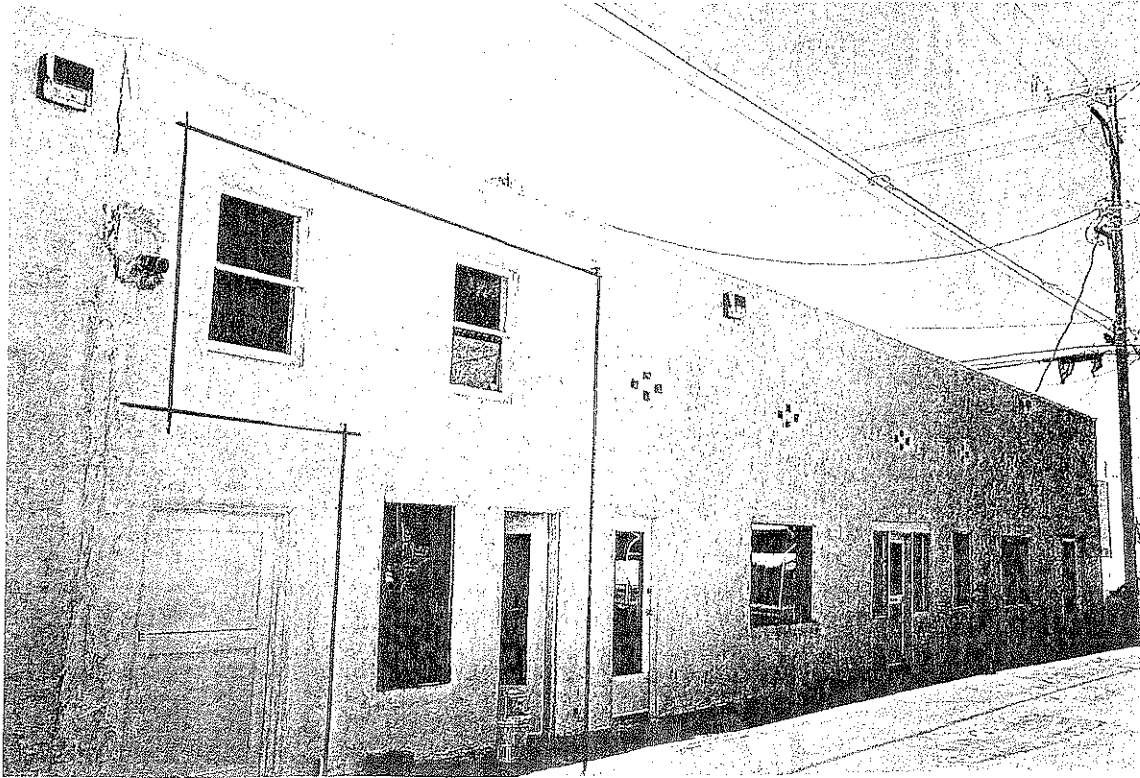
Directional Arrow
(Show North)

SCALE: 1" = 1/16"

NOTE: If you have questions or need clarification on plot plan requirements, please refer to the SAMPLE PLOT PLAN on the back of this page.

PLOT PLAN





121 Midway Place

Exterior View

Second Floor

SUBJECT: Tentative Tract Map 35126

PURPOSE: Subdivision of a 17.8± acre site and subsequent development of said parcel into a 77 lot single family residential development

LOCATION: 10591 North Broadway; the west side of North Broadway, between 10th Avenue and Chanslorway, in the City of Blythe, Riverside County, California - Assessor's Parcel Number: 839-100-001

**APPLICANT/
OWNER:** Lucas Coronel & Lucano Coronel (Coronel Construction)
P. O. Box 389
La Quinta, CA 92253

PROJECT DESCRIPTION/DETAILS/ISSUES: The (North) Sonora Homes Development site consists of approximately 17.8 acres located on the west side of North Broadway approximately one-half mile south of Tenth Avenue in the City of Blythe, Riverside County, California. The entire 17.8 acre site consists of undeveloped vacant land. There are no structures present on the site.

Primary access to the project site will be from North Broadway. A secondary access point is proposed via connection to Cypress Lane, an existing street to the south, which will be extended into the Proposed Project. Within the project, a local loop road, with a 60 foot right-of-way, and two cul-de-sacs will provide access to individual lots.

The project site is zoned RL2 (Low Density Residential, minimum 6,000 square foot lots) with proposed lots ranging in size from 6,089 [lot 23] to 9,816 [lot 62] square feet and the average lot size being 6,889 square feet. Individual homes within the development will range in size from 1,408 to 1,918 square feet and will maintain all required setbacks. Public streets and on-site storm water retention are also a part of the Proposed Project.

Public facility and infrastructure components of the Proposed Project include: dedication of ten (10) feet of right-of-way along the project frontage on the west side of North Broadway; cold plane and A.C. overlay of both the north and south traffic lanes of Broadway along the project's frontage with appropriate roadway tapers; extension of a 12-inch water line and an adequately sized gravity sewer line from their current termination points in North Broadway to the north project boundary; installation and improvement of a school bus turn-out with bench and shade structure; installation of curb, gutter, sidewalk, an eight (8) foot wide landscape parcel and six (6) foot high decorative slump block or stucco wall along the project's entire Broadway frontage; a block wall, minimum eight (8) feet in height, or two (2) feet above track level, whichever is higher, will be constructed along the west property line adjacent to the Arizona/California Railroad right-of-way; and, construction of a 1.04± acre storm water retention basin. Said retention basin will be located in the southwest corner within the development and will be landscaped and improved to a condition that will provide passive and active recreation space to residents within the community.

Street lights will be installed within the development (5,800 lumen) and along the Broadway frontage (16,000 lumen) pursuant to City Standards and Specifications in locations consistent with the National Street Light Standards.

Agriculture: As the Council is aware, anytime new residential units are constructed on parcels in close proximity to lands in agricultural production, the potential for conflict exists. Elimination of said potential for conflict would require either prohibition of agricultural production in developing areas or prohibition of development in agricultural areas. Again, as the Council is aware, both agriculture and development are vital to the economic well being of our community. As such, in an effort to address said potential conflicts, without prohibiting either agricultural or residential use of the site in question, staff has conditioned the Proposed Project to provide full disclosure to future residents of the development. (Reference Condition of Approval #75)

Rail Road Noise: Given the proximity of the Arizona/California Railroad to the Proposed Project, noise impacts/risks may occur. Again, in an effort to address said potential impacts, staff has conditioned the Proposed Project to mitigate potential impacts and to provide full disclosure to future residents of the development. (Reference Conditions of Approval # 26 and #76)

Traffic Impacts: A Traffic Impact Analysis (Prepared by Kunzman and Associates, November 2006) found that the proposed project will generate approximately 737 average daily trips at build out. The study also found that North Broadway is operating at a Level of Service B or better at the intersections of 10th Avenue, Chaparral Drive and Lee Street. The study then considered growth in traffic volumes over time, known projects under way or soon to be under way in the area, and predicted year 2009 traffic conditions with and without the development of the Proposed Project. The analysis concluded that with or without the project, the three studied intersections would operate at Level of Service B or better in 2009. The City has established Level of Service C as the minimum acceptable Level of Service on General Plan 2025 roadways. Therefore, since surrounding intersections continue to operate at acceptable levels of service after build out of the Proposed Project, it will not significantly impact area roadways.

Palo Verde Irrigation District D16 Canal: As the Council may be aware, the PVID D16 Canal is located on the west side of North Broadway and runs north/south, the length of the proposed project. Although there remain some unresolved issues regarding location, it is the intent of the developer to place said canal and deliveries underground. Specific issues pertaining to safety and underground location of said canal will be addressed by the developer with PVID. It should be noted that staff has conditioned the project, with concurrence from PVID, to ensure issues associated with the D16 Canal are addressed/finalized prior to start of construction. (Reference Condition of Approval #74)

Construction Access: Access to the site during construction will be acquired directly onto the Proposed Project from North Broadway via Tenth Avenue, only. Access through neighboring private property(ies) will not be accommodated. Additionally, construction traffic will not be allowed access via Cypress Lane within the existing residential neighborhood. (Reference Condition of Approval #57)

Street Name Designation: According to Planning Policy, local 60 foot wide streets having a west to east axis shall be designated as "Road" and those streets having a north to south axis shall be designated as "Street". Cul-de-sac streets shall be designated as "Court" when having west to east axis and as "Place" when having a north to south axis. Staff has made the appropriate corrections to the street names proposed by the developer. Staff has concern regarding the potential for confusion in having the proposed street name of Sage Court within this development while the Chanslor Place development has an approved street named Sagebrush Street. The developer has agreed to submit an alternate street name (with the designation of "Place") to replace Sage Court.

Additionally, discussion held during the Planning Commission Public Hearing resulted in staff being requested to research if the further extension of certain existing street names would be appropriate according to policy. Planning Policy states "Streets that end at a point and then pick up later shall be given the same name." Staff submits that the proposed street names of Jasmine Lane and Lantana Street are

acceptable based on the following two factors: 1) Yucca Drive and Oleander Lane are not in direct alignment with Jasmine Lane and Lantana Street, respectively; and, 2) due to the presence of development, it is quite certain that Yucca Drive and Jasmine Lane have no possibility in connecting to one another nor will Oleander Lane and Lantana Street.

GENERAL PLAN LAND USE/ZONING DESIGNATION: The subject site is zoned and has a General Plan designation of RL2 (Low Density Residential).

SURROUNDING ZONING AND LAND USES:

NORTH: RR (Rural Residential) – Single family homes on agricultural lands, Tenth Avenue;

SOUTH: RL2 (Low Density Residential) – Existing single family homes, Sonora residential developments, Palo Verde Valley Library, Chanslorway;

EAST: RR (Rural Residential) – Palo Verde Irrigation District Canal, North Broadway, existing single family homes; and,

WEST: RL2 (Low Density Residential) – Arizona/California Railroad, existing single family homes, North Eucalyptus.

ENVIRONMENTAL REVIEW: Because the City Council considers the approval of the Land Use and Development Permit, the City is required to evaluate environmental impacts of the project under the California Environmental Quality Act (CEQA). The City of Blythe has determined through the preparation of an Initial Study, that although the project has the potential to result in significant environmental effects, these impacts will not be significant in this case because the mitigation measures described in the Initial Study have been added to the Project and a Mitigated Negative Declaration has been prepared. The Initial Study meets the requirements of the State of California CEQA, the State CEQA Guidelines, and the City of Blythe Guidelines for the Implementation of CEQA. In preparing the Initial Study and the Mitigated Negative Declaration, staff independently reviewed, evaluated and exercised judgement of the Project and the Project's environmental effects.

FINDINGS:

- A. The proposed Tentative Tract Map is consistent with the Zoning Ordinance and General Plan.
- B. The site is physically suitable for the type and density of development proposed.
- C. The design of the project or the proposed public improvements will not conflict with easements or public rights-of-way acquired by the public at large within or adjacent to the Proposed Project.
- D. A Mitigated Negative Declaration, in accordance with the CEQA was prepared for the Project.
- E. Review of the environmental circumstances regarding this Project indicates that no adverse impacts would accrue to wildlife resources from implementation of the Project.
- F. The environmental assessment and analysis prepared for this Project reflect the independent judgment of the City of Blythe.

PLANNING COMMISSION RECOMMENDATION: On Tuesday, May 1, 2007, the Planning Commission held a public hearing to take testimony and gather facts and evidence to render its recommendation on Tentative Tract Map 35126 to the City Council. The Commission, by a 4-0 vote, has recommended approval of the Mitigated Negative Declaration and Mitigation, Monitoring and Reporting Plan prepared for Tentative Tract Map 35126; and, by a 4-0 vote has recommended approval of Tentative Tract Map 35126 with conditions as amended. Chairperson Jessop-Watkins was absent from the meeting and did not participate in the vote. (A draft of the 5/1/07 meeting minutes is provided in the informational section of Council's agenda).

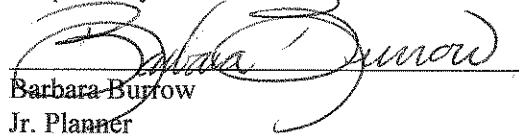
STAFF RECOMMENDATION: It is staff's recommendation that subsequent to the Public Hearing thereon, the City Council:

- A. Approve the Mitigated Negative Declaration and Mitigation, Monitoring and Reporting Plan prepared for Tentative Tract Map 35126; and,
- B. Approve Tentative Tract Map 35126, with conditions.

ATTACHMENTS:

- A. Zoning and Land Use Map
- B. Resolution No. 07-708 – with Tentative Tract Map 35126
- C. Mitigation, Monitoring and Reporting Plan
- D. Notice of Determination
- E. Mitigated Negative Declaration
- F. Resolution No. 07-709 – with Conditions of Approval
- G. Residential Elevations and Floor Plans (under separate cover)

Respectfully Submitted:

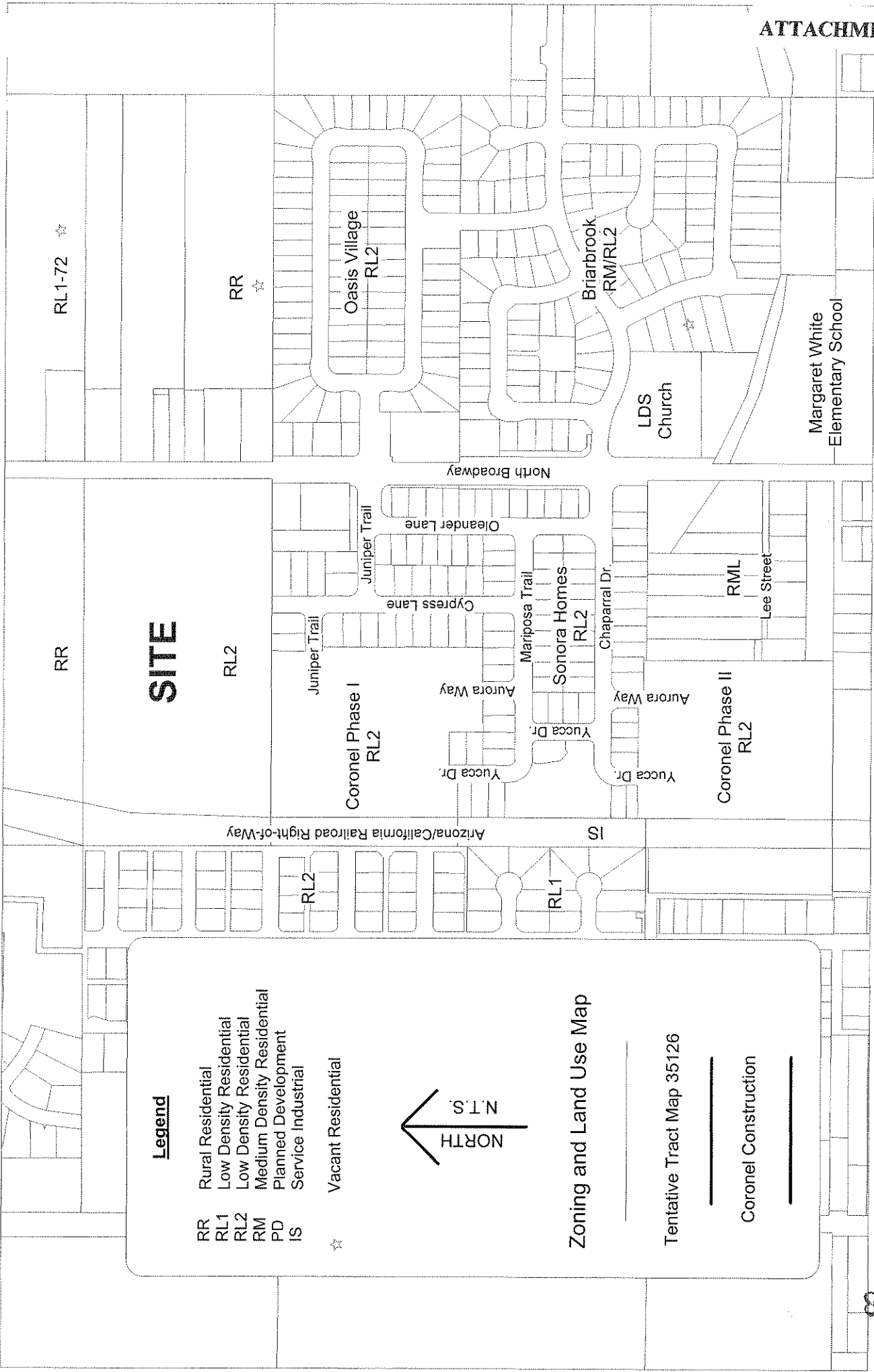

Barbara Burrow
Jr. Planner

Concurrence:


Jennifer Wellman, AICP
Planning Director

Concurrence:


Les Nelson
City Manager



Legend

- RR Rural Residential
- RL1 Low Density Residential
- RL2 Low Density Residential
- RM Medium Density Residential
- PD Planned Development
- IS Service Industrial
- ☆ Vacant Residential



Zoning and Land Use Map

Tentative Tract Map 35126

Coronel Construction

RESOLUTION NO. 07-708

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE CONTAINING FINDINGS IN SUPPORT OF APPROVAL OF A MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING PLAN FOR TENTATIVE TRACT MAP 35126

WHEREAS: The City Council of the City of Blythe at its regularly scheduled meeting of June 12, 2007, conducted a public hearing to consider the Mitigated Negative Declaration of Environmental Impact and the Mitigation, Monitoring and Reporting Plan prepared for Tentative Tract Map 35126; and,

WHEREAS: Said environmental analysis has complied with the requirements of the California Environmental Quality Act in that the Planning Department has had prepared an Initial Study and has determined that the proposed project will not have a significant effect on the environment because appropriate mitigation measures were made a part of the environmental assessment and that a Mitigated Negative Declaration of Environmental Impact will be filed; and,

WHEREAS: Upon hearing and considering all written and oral testimony and arguments, if any, of all interested persons desiring to be heard, the City Council did arrive at the following findings to justify approval of the Mitigated Negative Declaration:

1. That a Mitigated Negative Declaration, in accordance with the California Environmental Quality Act, was prepared for the project.
2. That review of the environmental circumstances regarding this project indicates that no adverse impacts would accrue to wild life resources from implementation of the project.
3. That the environmental assessment and analysis prepared for this project reflect the independent judgment of the City of Blythe.

NOW, THEREFORE, BE IT RESOLVED: That the City Council of the City of Blythe does hereby approve the Mitigated Negative Declaration and Mitigation, Monitoring and Reporting Plan prepared for Tentative Tract Map 35126 affecting 17.8± gross acres referred to as Assessor's Parcel Number 839-100-001 and shown on Exhibit "A" attached hereto and incorporated herein by this reference.

PASSED, APPROVED, and ADOPTED this 12th day of June, 2007, by the following called vote, to wit:

AYES:
NOES:
ABSENT:

Robert A. Crain, Mayor

ATTEST:

Virginia Rivera, City Clerk
(S E A L)

City of Blythe
Planning Department
Mitigation, Monitoring and Reporting Plan

Tentative Tract Map 35126

Project Applicant: Coronel (Sonora Homes – North)

AIR QUALITY/ODOR

MITIGATION:

- 3-1. Cut and fill quantities will be balanced on site.
- 3-2. Any portion of the site to be graded shall be pre-watered to a depth of three feet prior to the onset of grading activities.
- 3-3. Watering of the site or other soil stabilization methods shall be employed on an ongoing basis after the initiation of any grading activity on the site. Portions of the site that are actively being graded shall be watered three times a day.
- 3-4. Any area of disturbed soil that will remain undeveloped for an extended period of time (90 days or more) shall be stabilized using either chemical stabilizers or a desert wildflower mix hydro-seeded on the affected portion of the site.
- 3-5. All grading activities shall be suspended during first and second stage ozone episodes or when winds exceed 25 miles per hour.

MONITORING: Monitoring to be provided by the Development Services Department and affected State agencies.

REPORTING: None Required

CULTURAL RESOURCES

MITIGATION:

- 5-1. In the event presently unknown cultural resources are discovered during development of the project, work shall be terminated until such time that a certified archaeologist can investigate the findings. In such a case, the investigating archaeologist shall determine appropriate future actions that must be taken prior to continuation of all affected project(s).

MONITORING: The Development Services Department shall require the preparation of a report of findings, should cultural resources be identified on the property.

REPORTING: Applicant

NOISE AND VIBRATION

MITIGATION:

- 10-1. Construction activities shall be limited to a schedule of 7:00 a.m. to 7:00 p.m. Monday through Friday and 8:00 a.m. to 5:00 p.m. on Saturday. No construction activities shall be allowed on Sunday.
- 10-2. Construction equipment shall be equipped with manufacturer recommended mufflers or equivalent.
- 10-3. Equipment engine covers shall be maintained on the apparatus as designed by the manufacturer.
- 10-4. Construction equipment shall be turned off when not in use.
- 10-5. Equipment used for project construction shall be hydraulically or electrically powered whenever possible to avoid noise associated with compressed air exhaust from pneumatically powered tools. However, where use of pneumatically powered tools is unavoidable, an exhaust muffler on the compressed air exhaust shall be used.
- 10-6. External jackets on the tools should be used where feasible. Quieter procedures shall be used such as drilling rather than impact equipment whenever possible.
- 10-7. Stationary noise sources shall be located as far from existing sensitive receptors as possible. If stationary sources must be located near existing sensitive receptors, they shall be adequately muffled and enclosed with temporary sheds or portable sound blankets shall be used.
- 10-8. Heavy equipment activities adjacent to noise sensitive receptors shall be limited to the minimal period required to complete the task.
- 10-9. No equipment maintenance or repair shall be conducted within 500 feet of an existing sensitive receptor.
- 10-10. The Proposed Project perimeter wall shall be constructed immediately following rough grading of the project site.

MONITORING: Monitoring will be provided by the City Building Department.

REPORTING: None Required

**NOTICE OF DETERMINATION
WITH DEMINIMIS IMPACT**

TO: _____ Office of Planning and Research
1400 Tenth Street, Room 121
Sacramento, CA 95814

 X Riverside County Clerk
PO Box 751
Riverside CA 92502-0751

FROM: City of Blythe
235 North Broadway
Blythe CA 92225
(760) 922-6130

PROJECT APPLICANT: William T. Buffin, Lucas Coronel &
Lucano Coronel
P. O. Box 389
La Quinta CA 92253
(760) 564-4604

SUBJECT: Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

PROJECT TITLE: Tentative Tract Map 35126

STATE CLEARINGHOUSE NUMBER: N/A

CONTACT PERSON/PHONE: Jennifer Wellman, AICP - (760) 922-6130 ext. 246

PROJECT LOCATION: 10591 North Broadway; the west side of North Broadway, between 10th Avenue and Chanslorway, in Blythe, Riverside County, California. The site consists of 17.8± acres referred to as Assessor's Parcel Number: 839-100-001.

PROJECT DESCRIPTION: The Proposed Project consists of the subdivision of a 17.8 acre parcel of land into 77 single family lots of at least 6,000 square feet in size, as well as lots for streets and for a retention basin.

Primary access to the project site will be from North Broadway. A secondary access point is proposed via connection to Cypress Lane, an existing street to the south, which will be extended into the Proposed Project. Within the project, a local loop road, with a 60 foot right of way, and two cul-de-sacs will provide access to individual lots.

This is to advise the City of Blythe (Lead Agency/Responsible Agency) has approved the above described project and has made the following determination regarding the above-described project:

1. The project _____ will, X will not, have a significant effect on the environment.
2. _____ An Environmental Impact Report was prepared for this project pursuant to the provisions of C.E.Q.A.
 X A Negative Declaration was prepared for this project pursuant to the provisions of C.E.Q.A.
3. Mitigation measures X were, _____ were not, made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan X was, _____ was not, adopted for this project.
5. A statement of Overriding Considerations _____ was, X was not, adopted for this project.
6. Findings X were, _____ were not, made pursuant to the provisions of CEQA.

This is to certify that the Negative Declaration and record of project approval is available to the general public at: Blythe Development Services Department, 235 North Broadway, Blythe, California

Date Received for filing at OPR: N/A

Jennifer Wellman, AICP
Planning Director

Date _____



CITY OF BLYTHE

DEVELOPMENT SERVICES DEPARTMENT

235 North Broadway - Blythe, California 92225

ATTACHMENT E

Phone (760) 922-6130

FAX (760) 922-6334

MITIGATED NEGATIVE DECLARATION

LEAD AGENCY: City of Blythe
235 North Broadway
Blythe CA 92225

PROJECT APPLICANT: William T. Buffin, Lucas Coronel
& Lucano Coronel
P. O. Box 389
La Quinta, CA 92253

PROJECT TITLE: Tentative Tract Map 35126

ADDRESS/LOCATION: 10591 North Broadway; the west side of North Broadway, between 10th Avenue and Chanslorway, in Blythe, Riverside County, California. The site consists of 17.8± acres referred to as Assessor's Parcel Number: 839-100-001.

PROJECT DESCRIPTION: The Proposed Project consists of the subdivision of a 17.8 acre parcel of land into 77 single family lots of at least 6,000 square feet in size, as well as lots for streets and for a retention basin.

Primary access to the project site will be from North Broadway. A secondary access point is proposed via connection to Cypress Lane, an existing street to the south, which will be extended into the Proposed Project. Within the project, a local loop road, with a 60 foot right of way, and two cul-de-sacs will provide access to individual lots.

CONTACT PERSON: Jennifer Wellman, AICP - Planning Director (760) 922-6130 ext. 246

The Development Services Department of the City of Blythe has reviewed the proposed project described herein and has found that this project will have no significant impact on the environment for the following reasons:

1. The project does not have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal, or eliminate important examples of the major periods of California history or prehistory.
2. The project does not have the potential to achieve short-term environmental goals to the disadvantage of long-term environmental goals.
3. The project does not have possible environmental effects which are individually limited but cumulatively considerable, "cumulatively considerable" means that the incremental effects of an individual project are considerable when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects.
4. The environmental effects of a project will not cause substantial adverse effects on human beings, either directly or indirectly.
5. Mitigation measures X Were, Were not, made a condition of the approval of the project.

On April 3, 2007, the Development Services Department determined that although the Proposed Project could have a significant effect on the environment, there will not be a significant effect in this case because mitigation measures have been added to the project. A MITIGATED NEGATIVE DECLARATION has been prepared.

Copies of plans and other documents relating to the subject project may be examined by interested parties at the City Planning Department, 235 North Broadway, Blythe, California.

Dated: _____

Approved: _____
Jennifer Wellman, AICP
Planning Director

RESOLUTION NO. 07-709

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE CONTAINING FINDINGS AND CONDITIONS IN SUPPORT OF APPROVING TENTATIVE TRACT MAP 35126 LOCATED AT 10591 NORTH BROADWAY; THE WEST SIDE OF NORTH BROADWAY, BETWEEN 10TH AVENUE AND CHANSLORWAY, IN THE CITY OF BLYTHE, RIVERSIDE COUNTY, CALIFORNIA

WHEREAS: The City Council of the City of Blythe at its regularly scheduled meeting of June 12, 2007, conducted a public hearing to consider Tentative Tract Map 35126, a request for approval to allow the subdivision of the 17.8± acre site into a 77 lot single family residential subdivision. The development site being located at 10591 North Broadway; the west side of North Broadway, between 10th Avenue and Chanslorway, in the City of Blythe, Riverside County, California and more specifically described as Assessor's Parcel Number 839-100-001; and,

WHEREAS: The proposed project site is designated RL2 (Low Density Residential) by the City of Blythe General Plan. The Low Density Residential designation providing for detached single family development, typically on self-sufficient individual lots, at a maximum density of seven (7) dwelling units per acre; and,

WHEREAS: The proposed project will have an overall density of 4.33± dwelling units per acre; and,

WHEREAS: The project site is zoned RL2 (Low Density Residential) which allows minimum 6,000 s.f. parcels; and,

WHEREAS: Lot sizes within the proposed development range in size from 6,089 s.f. to 9,816 s.f., with the average lot size being 6,889 s.f.; and,

WHEREAS: The City Council received testimony from all interested parties relative to said Tentative Tract Map; and

WHEREAS: The City Council made the following findings relative to this project:

1. That the proposed Tentative Tract Map is consistent with the General Plan.
2. That the site is physically suitable for the type and density of development proposed.
3. That the design of the project or the proposed improvements will not cause environmental damage.
4. That a Mitigated Negative Declaration in accordance with the California Environmental Quality Act was prepared for the project.
5. That the proposed location of the project and the conditions under which it would be constructed will not be detrimental to the public health, safety or welfare, or materially injurious to properties or improvements in the vicinity.
6. That the standards of population density, site area dimensions, site coverage, yard spaces, heights of structures, distance between structures, off-street parking facilities and landscaped areas will produce an environment of stable and desirable character consistent with the objectives of the Zoning Ordinance and General Plan.

NOW, THEREFORE, BE IT RESOLVED: That the Blythe City Council does hereby approve Tentative Tract Map 35126 subject to conditions as attached.

PASSED, APPROVED, and ADOPTED this 12th day of June, 2007, by the following called vote, to wit:

AYES:

NOES:

ABSENT:

Robert A. Crain, Mayor

ATTEST:

Virginia Rivera, City Clerk
(S E A L)

**City of Blythe
Planning Department
Conditions of Approval**

Tentative Tract Map 35126

Project Applicant: Coronel Construction

1. The permittee shall defend, indemnify, and hold harmless the City of Blythe, its' agents, officers and employees from any and all claim(s), cost(s) or expenses(s), including legal fees and costs, action(s) or proceeding(s) against the City of Blythe or its agents, officers or employees to attach, set aside, void or annul an approval of the City of Blythe concerning Tentative Tract Map 35126 and all associated entitlements and the/their associated environmental document/analysis regardless of whether or not litigation is commenced or arbitration requested.
2. Development of the site shall comply with the mandatory requirements of all City of Blythe Ordinances and Resolutions, all applicable State and Federal Codes and Laws [in place at such time as entitlements are granted and/or building permits are applied for] and shall substantially comply with the conditionally approved and Tentative Tract Map.
3. The developer/applicant shall submit to the City Development Services Department all covenants, proposed land owner association by-laws and agreements for approval. Said covenants shall contain such provisions as required by these conditions.
4. The developer/applicant shall enter into a "Subdivision Improvement Agreement" with the City and shall provide such bonding and assurances as may be required to insure the completion of facilities which will be dedicated to the City. Bond amounts will be based on the following:
 - a. For Faithful Performance (100%)
 - b. For Securing Payment (50%)
 - c. For Monumentation (125%)
 - d. For Contingencies (10% Improvements & Monumentation)
5. The use being reviewed is a residential development consisting of 77 single family residential lots. All lots shall contain a minimum of 6,000 s.f., meet the minimum width and depth requirements and comply with all zoning requirements as applied to the subject property, including but not limited to setbacks, parking, lot coverage and landscaping.
6. Mitigation measures identified in the environmental document shall be incorporated into and become a part of these conditions of approval.
7. For all private improvements, a completed building permit application (with valuation of work) and three (3) complete sets of construction plans shall be submitted to the City Building Department. Plans shall include Title 24 energy calculations and engineering. Plans and specifications must be prepared by a design professional and must comply with seismic zone 3, exposure C, and wind speed of 70 mph. Residential plan check(s) will be completed by an outside plan check firm.
8. For all public improvements, a completed building permit application (with valuation of work) and four (4) complete sets of construction/installation plans shall be submitted to the City Building Department.

9. A Temporary Use Permit must be obtained to allow the installation of a construction trailer/office on the site.
10. All contractors and/or sub-contractors for the project must obtain a City Business License before commencing work within the City limits.
11. All contractors and/or sub-contractors for the project must hold a current and active California State Contractors License and provide verification of workers compensation. Said information shall be provided to the City Building Department prior to start of trade.
12. School Facility Fees, per Government Code 53080 and California Education Code 17620 and 65995, shall be paid prior to issuance of building permits.
13. The life of the (approved) Tentative Tract Map shall be as set forth in Section 66452.6 of the Subdivision Map Act.
14. A Final Map shall be prepared according to all of the latest requirements of the Subdivision Map Act and City of Blythe Ordinances and standards. The map shall be prepared by a California Registered Land Surveyor or Civil Engineer licensed to practice prior to January 1, 1982. A \$400 Final Map filing fee shall be remitted to the Planning Department upon submittal of the Final Map for City Council approval in addition to a \$750 per sheet plan check fee. Said condition shall apply to each map filed. Fees in place at the time of map submittal shall apply.
15. Within six (6) months of this approval, the applicant shall provide the City with tax clearance documentation from the Office of the Riverside County Tax Collector indicating that all due and payable and/or delinquent taxes or special assessments have been paid for the property to be divided. If this condition is not adhered to within said six (6) month period, the City Council may hold public hearing(s) to consider revocation of the map.
16. The developer/applicant shall remit to the City of Blythe all impact and connection fees as authorized by City Ordinance and Resolutions in place at such time as entitlements are granted.
17. Pursuant to Blythe Municipal Code Section 17.27.020, new single-and multi-family developments of 5 units or more, shall include public arts amenities.

Payment may be made to the City of a fee in-lieu of the inclusion of public arts amenities. Said fee shall be one half of one percent (½%) of residential project costs for single- and multi-family developments of five units or more as stated on building permit. Project costs shall not include improvements in/to the public right-of-way. For projects valued at less than \$1M, the applicant is encouraged to pay the in-lieu fee.

The Blythe City Council shall review and hold discretionary approval of all art proposed for construction and/or installation in public places.

18. Impact and/or connection fees may be deferred until final inspection and shall be paid in full prior to issuance of Certificates of Occupancy.
19. Mail box type and location(s) shall be coordinated with the United States Postal Service and approved by the City of Blythe. Mail boxes shall be installed prior to issuance of Certificates of Occupancy.
20. Tract development signs may be installed as provided for in Chapter 17.26 of the Blythe Municipal Code.

21. Landscaping - front yard landscaping shall be installed prior to certificates of occupancy being issued. Said landscaping shall consist of an effective combination of trees, lawn and/or ground cover, shrubs and desert vegetation as approved by the Planning Director. All unplanted landscape areas shall be mulched with a minimum of two inches of ¾" crushed rock to promote weed control and water conservation.
- A minimum of two deciduous or evergreen shade trees, conforming to the measurements specified below, shall be planted in the front yard of any lot on which a dwelling unit or units are to be built or placed.
- i. Minimum branching height for all shade trees shall be six feet.
 - ii. Minimum size for shade trees shall be 2.5 to three inches in diameter measured six inches above grade; and, 12 to 14 feet in height.
22. The applicant/developer shall install 5,800 lumen street lights on marbelite poles within the development. The location of the interior development lights will be determined by the City of Blythe and installed based on the location of Southern California Edison underground facilities and National Street Light Standards.
23. The applicant/developer shall install 16,000 lumen street lights on marbelite poles along the Broadway frontage of the development site. The location of the lights will be determined by the City of Blythe and installed based on the location of Southern California Edison underground facilities and National Street Light Standards.
24. The applicant/developer shall request, in writing, that the street lights be annexed into Lighting District No. 2. In requesting annexation into the lighting district, the applicant/developer agrees to the assessments that will be imposed on individual properties upon development. Lighting district assessments are in compliance with Proposition 218 guidelines.
25. All side and rear yards shall be fenced with six (6) foot high solid (e.g. wood slat, slump block...) fencing. Fence permits shall be obtained and fencing shall be installed and inspected concurrent with the final inspection of each single family residence.
26. A block wall, minimum eight (8') feet in height, or two (2') feet above track level, whichever is higher, shall be constructed to mitigate track noise from the adjacent Arizona/California Railroad right-of-way. The wall shall be installed along the west property line of proposed lots 19-24, along the west and south perimeter of the retention basin and along the north property line of lots 17 and 18.
27. Prior to approval of the improvement plans, the developer/applicant shall have completed and approved, the necessary maps, landscaping and/or lighting improvement plans, legal descriptions, etc. Landscape and lighting improvements shall be completed and accepted concurrently with the other improvements in the subdivision. Phasing of the improvements shall be as appropriate to the phasing of the development unless specifically stated in these conditions of approval.
28. The developer/applicant shall provide all trenches, conduit, backfill, etc. as required by Verizon. Rule 15 monies must be received by Verizon before any work may commence. Relocation of any telephone facilities will require coordination before construction.
29. All existing and proposed utilities shall be undergrounded. Confirmation shall be provided to the City from the involved company(ies) that all the required deposit(s) to underground the facility(ies) have been paid prior to the issuance of a grading permit.

30. All under grounding of utilities shall be completed prior to the issuance of a certificate of occupancy.
31. The developer/applicant shall cause all regulatory street name signs to be installed prior to occupancy of any home located where its occupants will utilize a street that does not have them.
32. Prior to issuance of a certificate of occupancy, all subdivision monumentation shall have been installed.
33. No building permits shall be issued for the proposed lots until after recordation of the final map.
34. The developer/applicant shall address in and enforce through CC&R's (no) on street and front yard recreational vehicles parking.
35. A minimum 8' wide landscape parcel shall be provided along the entire North Broadway frontage [concurrent with Phase I of the development]. Said landscaping shall consist of an effective combination of trees, lawn and/or ground cover, shrubs and desert vegetation as approved by the Planning Director. All unplanted landscape areas shall be mulched with a minimum of two inches of ¾" crushed rock to promote weed control and water conservation. The landscape easement shall be equipped with a full coverage automatic controlled irrigation system and a landscape water meter shall be installed. Responsibility and maintenance of public landscape areas shall be provided by the Home Owner's Association.
36. A decorative wall, minimum six (6') in height shall be constructed along the entire west side of the landscape area concurrent with Phase I of the development. Materials used in the construction/coating of said wall shall promote the removal/covering of graffiti. The wall shall be built with attractive and durable materials, including (but not limited to) textured concrete block or formed concrete reveals. The wall shall be consistent with materials and designs used throughout the project. The wall shall be architecturally treated to prevent monotony; and appropriate architectural features (capping element, changes in texture, plane and color) shall be incorporated into the design of the wall. Fence/wall height shall be measured as set forth in Blythe Municipal Code Section 17.14.060.
37. The retention/detention basin shall be landscaped using a combination of trees, shrubs, and grass. The retention basin shall be equipped with a full coverage automatic controlled irrigation system and a landscape water meter shall be installed. Retention basin improvements shall be installed concurrent with Phase I of the development and shall be designed in such a manner as to create a useable green space for the development's residents. Fencing around three sides of the basin is permissible with one side open for access. Responsibility and maintenance of public landscape areas shall be provided by the Home Owner's Association.
38. The developer/applicant shall install a bus turnout at the south end of the development on North Broadway. The turnout shall be improved with a twelve (12) foot wide concrete apron, the length and location of which will be best suited to accommodate existing and future utility and right-of-way improvements. The bus turnout shall meet CalTrans standards.
39. A shade cover and bench shall be installed at the bus "turnout". Said cover and bench shall be installed concurrent with public improvement made during Phase I of the development. The proposed style and color of the improvements shall be approved by the Development Services Department [prior to the structure being ordered by the developer/applicant].

40. All construction on the site shall comply with the most recent edition of the California Building, Electrical, Plumbing, Mechanical and all other applicable California Codes. Plans must comply with the Codes in effect at the time of submission of permit documents.
41. Provide a detailed geotechnical report outlining the necessary measures required for the project site, including but not limited to: dwelling pad compaction, soil percolation, roadway section, groundwater depth and soil profile.
42. The applicant shall comply with Chapter 18 and Appendix 33 of the 2001 California Building Code and provide a preliminary soils report prepared by an engineer licensed by the State of California. The soils report shall include recommendations regarding construction of pads and compaction. The recommendations of the soils engineer shall be included in the grading and site plans.
43. Pad certification for each lot shall be submitted to the Building Department and shall include soil compaction, elevations, drainage and property corners. (Plans shall be prepared by a California Registered Civil Engineer).
44. A final site grading, drainage and soil report shall be provided to the City by the "Responsible Engineer" prior to issuance of building permits.
45. Pretreatment for termites shall be required within 24 hours prior to placement of any footings or slab. Soil treatment shall be done by professional applicators of termicide at concentrations consistent with label. Upon completion of treatment the applicator shall "tag" the site in a readily visible location identifying the date and method of treatment. A Certificate of Treatment from the applicator shall be required prior to final inspection.
46. The minimum fire flow for one and two family dwellings with less than 3,600 square feet shall be 1,000 gallons per minute. Plans for the location, number and type of fire hydrants, connected to a water supply capable of delivering the required fire flow, shall be submitted to the Fire Marshal and City Engineer for approval. Hydrants shall be provided on public streets or on the site of the premises or both to provide the protection required in Appendix III-B of the 2001 California Fire Code. Fire hydrants shall be accessible to the fire department apparatus by roads meeting the requirements of Section 902.2 of the 2001 California Fire Code.
47. Fire apparatus access roads shall have an unobstructed width of not less than 20-feet and an unobstructed vertical clearance of not less than 13-feet 6-inches and be constructed of material providing all-weather capabilities.
48. Building or foundation permits will not be issued until:
 - a. The final map has been recorded;
 - b. All property corners are identified with approved (temporary) markers;
 - c. Individual lots are identified with approved (temporary) markers using either the lot number or street address;
 - d. Street base is in place and compacted for access by the emergency response personnel, safety officials and building inspectors; and,
 - e. The lots are graded in accordance with the approved grading plan. Prior to receipt of the Final Grading, Drainage and Soils Report, a letter from the "Supervising Civil Engineer" is required validating that the grading has been done in accordance with the approved grading plan and that the work recommended in the preliminary Soils Report has been done.

49. Prior to the delivery of combustible materials, the following items shall be accepted as complete:
 - a. The water system is functional from the source of water past the lots on which permits are being requested (i.e. all services and the sampling station [if required] are installed, valves are functional and accessible, bacteria testing is completed); and,
 - b. Fire hydrants of a permanent or temporary nature are accepted by the Fire Marshal and the Department of Public Works.
50. The developer/applicant shall implement a plan of dust control during construction. During the time between construction of the infrastructure and build-out of the houses, the developer/applicant shall maintain dust and erosion control on the project and shall submit a watering schedule to the City for review and approval prior to construction.
51. Finished pad elevation shall be a minimum of 8" above top of curb.
52. Curb, gutter and paveout permits will be required at such time that building permits are issued.
53. All work performed in the public right-of-way shall conform to the City of Blythe Standard Drawings and Specifications and shall meet all ADA requirements (e.g. sidewalks and driveway aprons). Copies are available at the Department of Public Works for \$30. It is recommended that the project designer obtain a copy prior to commencing design.
54. If construction work in the right-of-way exceeds \$3,500 in valuation, the contractor for the developer shall post a performance bond equal to the cost of the work prior to issuance of an encroachment permit to work in the right-of-way.
55. All plans and specifications for work in the right-of-way shall be prepared by an engineer or architect licensed in the State of California to perform such work.
56. Before commencing work in the right-of-way a representative of the developer or contractor shall attend a pre-construction meeting with the Department of Public Works to discuss issues pertaining to traffic control and public safety. The developer/applicant or their public improvement contractor(s) shall provide written notification to emergency service agencies (i.e. police, fire, ambulance...) when work in the right-of-way will impede traffic flow or require street closure.
57. Construction traffic (i.e. equipment and employee) shall access the Proposed Project site from North Broadway via Tenth Avenue, only. No construction traffic may access the site from Cypress Lane through the existing subdivision to the south, nor from other private properties adjacent to or near the development site.
58. All plans prepared for submission to the Department of Public Works shall be on 24-inch by 36-inch sheets, as per the Standard Specifications. If plans are submitted on other than the specified sheet size, they will be returned to the applicant, prior to plan check, for sheet size correction.
59. All water distribution lines shall be a minimum of 8-inches in diameter and shall be constructed according to the City of Blythe Standard Drawings and Specifications. A qualified engineer shall complete a hydraulic analysis of the proposed water distribution system to ensure there is adequate fire flow within the development.
60. The applicant shall extend the 12-inch water line in Broadway to the northern property line and shall complete the 12-inch water line loop inside the project.

61. The applicant shall have prepared a hydrology report addressing a 10- and 100-year storm event as per the City of Blythe Standard Drawings and Specifications and ensure that the basin(s) are properly sized to handle the storm water flows. The basin shall be dry 72-hours after a 10-year storm event to provide adequate vector control. The report shall contain the minimum pad elevation to ensure there shall be no flooding of the proposed structures during a 100-year storm event.
62. There shall be hydrocarbon filters installed in all drain inlet structures. There shall be a 5-foot separation between the invert elevation of the basin and the groundwater table. All inlet structures to the storm drain system shall have hydro-carbon filters installed prior to placing the retention basin in service.
63. The developer shall provide \$1,500 per dwelling unit towards the future construction of additional water capacity at the new water production facility. This is to assist the City in construction of a new well at the facility.
64. The applicant shall have a geo-technical report prepared that shall address at a minimum: soil compaction requirements, roadway sections and the viability of the retention basin to percolate into the soil the storm water runoff from a 10-year event in 72-hours.
65. The applicant shall install 6-inch curb and gutter with sidewalks along all public right-of-way in the development and along the development's frontage with Broadway. Handicap ramps meeting current ADA standards shall be installed at all corners within the development.
66. On North Broadway, the A.C. overlay shall extend to the centerline and a Type 2 slurry with crack sealant shall be applied to the north bound lane on the project's North Broadway frontage at the completion of improvements for the project. A.C. tapers shall be installed on the north and south limits of the project on Broadway to allow for traffic transition.
67. All fire hydrants installed in the development shall be James Jones Model No. 3765 or 3700. The type and location shall be determined by the Fire Marshal.
68. For each phase of development, all streets shall be constructed full width with curb and gutter. No half street widths shall be allowed.
69. The developer or contractor shall prepare a Storm Water Pollution Prevention Plan (SWPPP) prior to construction for review and approval by the City to mitigate the storm-water run-off during construction. The plan shall adhere to the rules and regulations of the Regional Water Quality Control Board. All applicable permits shall be obtained from the related agencies governing such issues and be presented to the City prior to the issuance of any construction permits.
70. All survey monuments installed in the public roadway shall be according to Standard Drawing S-219. All street intersection monuments shall adhere to Note No. 1 of said drawing.
71. Broadway is projected to be a major collector street in the Palo Verde Valley Master Plan of Transportation and as such, shall have an ultimate street right-of-way width of 80-feet. The applicant shall dedicate to the City in-fee an additional 10-feet along the project's Broadway frontage for a complete half-width street of 40-feet.
72. All sewer lines shall be a minimum of 8-inches in diameter.
73. The existing overhead telephone lines on the west side of Broadway shall be undergrounded. This condition shall apply to the project's entire frontage on Broadway.

74. Palo Verde Irrigation District's D-16 canal lies along the east side of the project site on North Broadway. PVID must maintain D-16 Canal as long as there are water users south of the proposed project requiring service from PVID. The developer/applicant shall coordinate undergrounding of D-16 Canal with Palo Verde Irrigation District personnel. The location, size and depth of the undergrounding shall comply with PVID requirements. The developer/applicant shall enter into an undergrounding agreement with PVID. The developer/applicant shall bear all costs for undergrounding of PVID facilities. Said agreement shall be entered into prior to submittal of public improvement plans and/or final map request to the City of Blythe; a signed copy of said agreement shall be provided to the City Planning Department by the developer/applicant.
75. A Real Estate Disclosure shall be recorded for each of the parcels located within the subject project to ensure that prospective buyers are informed of potential conflicts or impacts that may arise with regard to agricultural lands in production. A sample Real Estate Disclosure follows:

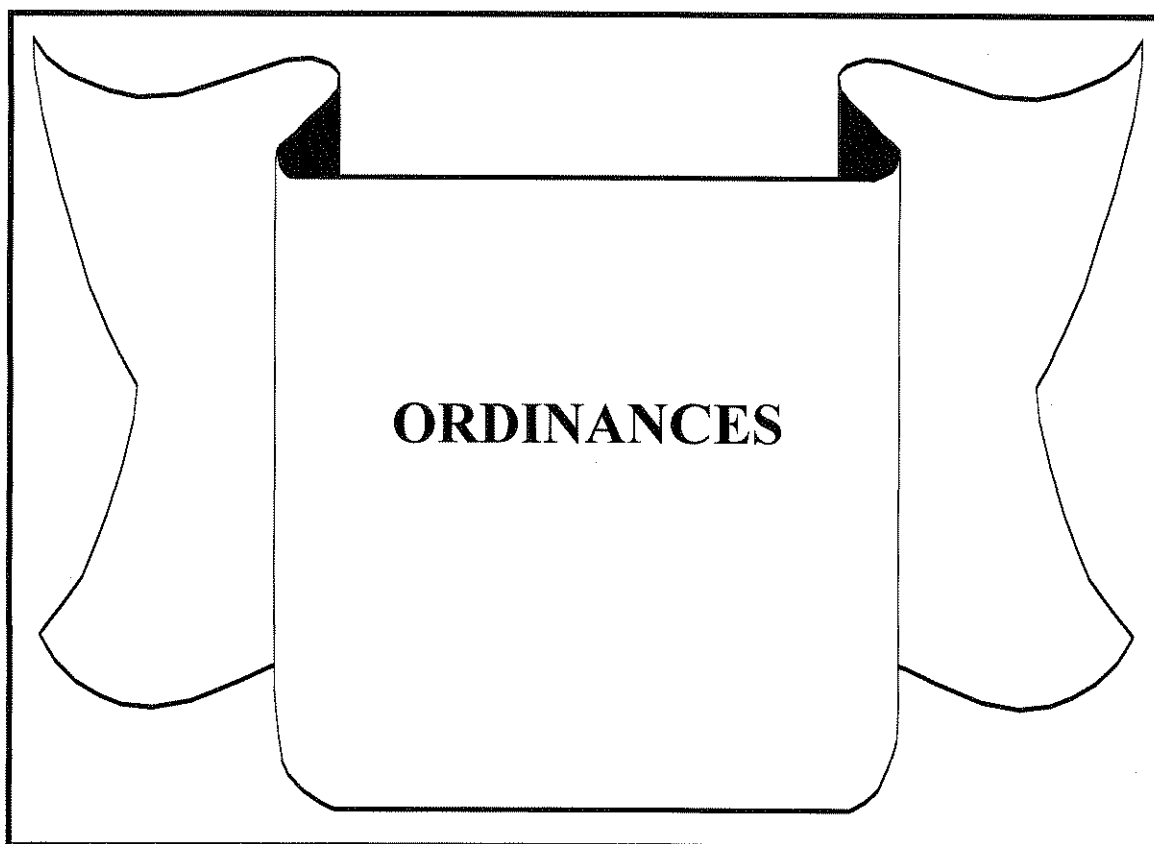
Sample Real Estate Disclosure

This property is located adjacent to or within close proximity of agricultural lands in production. Use of farm equipment, both ground and air; use of chemicals, including herbicides, pesticides and fertilizers; noise; and dust, are all components of agricultural production. You may wish to consider what liabilities, if any, are associated with the property before you complete your purchase and determine whether they are acceptable to you.

76. A Real Estate Disclosure shall be provided to prospective buyers that informs them of the impacts/risks associated with the close proximity of the Project site to the Arizona/California Railroad. A sample Real Estate Disclosure is attached.

Sample Real Estate Disclosure

This property is located within an area adjacent to the Arizona/California Railroad and is subject to potential noise impacts from passing trains and any risks associated with the unlikely event of a train derailment. You may wish to consider what liabilities, if any, are associated with the property before you complete your purchase and determine whether they are acceptable to you.



TO: Mayor and City Council

FROM: City Manager

SUBJECT: Ordinance No. 822-07 Regarding Blythe RDA's
Eminent Domain Policy

DATE: June 12, 2007

RECOMMENDATION:

That the City Council introduce for first reading and read by title only, the following Ordinance, which describes the Blythe Redevelopment Agency's program to acquire real property by eminent domain in the Blythe Redevelopment Project No. 1, as mandated by recently enacted Health & Safety Code Section 33342.7.

ORDINANCE NO. 822-07

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BLYTHE, CALIFORNIA,
DESCRIBING THE BLYTHE REDEVELOPMENT AGENCY'S PROGRAM TO
ACQUIRE REAL PROPERTY BY EMINENT DOMAIN IN THE BLYTHE
REDEVELOPMENT PROJECT NO. 1

DISCUSSION:

Senate Bill No. 53 took effect on January 1, 2007 and is codified at Health & Safety Code Section 33342.7. Section 33342.7 requires a city that adopted a redevelopment plan prior to January 1, 2007 to adopt an ordinance that describes the redevelopment agency's program to acquire real property by eminent domain. Section 33342.7 applies to all redevelopment plans adopted before January 1, 2007, even those plans that never authorized or no longer authorize the agency to acquire real property by eminent domain. The ordinance must be adopted by July 1, 2007.

The City Council, by Ordinance No. 611-84, adopted on November 27, 1984, approved and adopted the redevelopment plan for the Blythe Redevelopment Project No. 1. The City Council later amended the redevelopment plan several times by Ordinance No. 657-89, Ordinance No. 706-94, Ordinance No. 715-95, Ordinance No. 758-99, and Ordinance No. 779-02 (the Redevelopment Plan, as amended by these Ordinances is referred to hereafter as "Amended Redevelopment Plan"). Accordingly, the Amended Redevelopment Plan must comply with the new law. The proposed Ordinance does not amend or change the Amended Redevelopment Plan in any way. The Ordinance summarizes the Agency's existing eminent domain program under the Amended Redevelopment Plan.

The new law (Section 33342.7) by its terms only applies to eminent domain programs of redevelopment agencies, and does not apply to other legislative bodies that may have the power of eminent domain, such as cities or housing authorities. Therefore, the City is not required to adopt an ordinance describing any program to acquire real property by eminent domain with respect to any legislative bodies other than the Agency.

Under the Amended Redevelopment Plan, the Agency has authority to acquire certain real property and interests in real property (collectively “real property”) by eminent domain. The time limits within which the Agency may acquire real property by eminent domain in the original territory described in the Blythe Redevelopment Project No. 1, and in the respective territories added to Project No. 1 by Amendment No. One, Amendment No. 2, Amendment No. 3, and Amendment No. 4 are set forth in the proposed Ordinance. The Agency’s authority to acquire real property by eminent domain in the territory added to Project No. 1 by Amendment No. One has expired. The City would have to amend the Amended Redevelopment Plan in order to reinstate the power of eminent domain in the territory added to Project No. 1 by Amendment No. One. The law imposes many special procedures, including special notice procedures, for such amendments, and such amendments require a joint hearing of the Agency and City.

The proposed Ordinance recites when the Redevelopment Plan for the Blythe Project Area No. 1 was adopted by the City Council, and any amendments to it that are relevant to the Agency’s eminent domain power under the Amended Redevelopment Plan, including any amendments to add territory. The recitals also identify resolutions adopted by the Agency that are relevant to the Agency’s eminent domain program under the Amended Redevelopment Plan, such as resolutions adopting Relocation Rules and Owner Participation Rules.

The proposed Ordinance also recites that the Amended Redevelopment Plan, together with applicable laws, rules, regulations, guidelines and policies, as described in the Ordinance, comprise the Agency’s program to acquire real property by eminent domain under the Amended Redevelopment Plan. The proposed Ordinance describes the Agency’s existing program for the different territories comprising Project Area No. 1, as set forth in the Amended Redevelopment Plan. **The proposed Ordinance does not change the Agency’s existing eminent domain program under the Amended Redevelopment Plan or add to it, and the proposed Ordinance does not amend the Amended Redevelopment Plan in any manner.**

Section 1 of the Ordinance describes the Agency’s existing program to acquire real property by eminent domain under the Amended Redevelopment Plan. Section 1(a) of the Ordinance describes limitations on the use of eminent domain that are set forth in the Amended Redevelopment Plan. These limitations include the Agency’s obligation to comply with all legal requirements applicable to the proposed acquisition, the time limit on the Agency’s use of eminent domain, and the requirement that the proposed acquisition be in accordance with the Plan and necessary to its execution. Section 1(b) of the Ordinance spells out the obligations of the Agency whenever it is engaged in redevelopment projects in a project area, including when the Agency seeks to acquire real property by eminent domain under the Amended Redevelopment Plan and that the Ordinance does not amend the Amended Redevelopment Plan.

Section 2 of the proposed Ordinance explains that the Ordinance is adopted pursuant to Health & Safety Code Section 33342.7, that it describes the Agency’s program to acquire real property by eminent domain, as **required by that statute**, and that it **does not amend** the Amended Redevelopment Plan.

Section 3 of the proposed Ordinance explains that the Ordinance has been reviewed with respect to CEQA and that the City has determined that the Ordinance is not a “project” for purposes of CEQA and sets forth the applicable CEQA Guidelines allowing for the conclusion that the Ordinance is not subject to CEQA.

As set forth above, because the Amended Redevelopment Plan was adopted prior to January 1, 2007 and the Agency has authority under the Plan to acquire certain real property by eminent domain, the proposed Ordinance describes the Agency's program to acquire real property by eminent domain under the Plan. To ensure compliance with Section 33342.7, staff recommends that the City Council adopt the attached Ordinance.

It should be noted that **in the event the City wishes to amend the eminent domain program described in Ordinance No. 822-07, the new law requires the City to amend the Amended Redevelopment Plan.** With this in mind, the proposed Ordinance has been drafted to incorporate any future changes to the Agency's Owner Participation Rules and Relocation Rules, and as a result, if any of those rules are themselves amended, the City will not be required to amend the Amended Redevelopment Plan itself. However, if some other substantive change to the Agency's eminent domain program is contemplated, that change would require an amendment to the Plan.

Respectfully submitted,

A handwritten signature in cursive script, reading "Les Nelson", written over a horizontal line.

Les Nelson
City Manager

Attachment

ORDINANCE NO. 822-07

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BLYTHE, CALIFORNIA, DESCRIBING THE BLYTHE REDEVELOPMENT AGENCY'S PROGRAM TO ACQUIRE REAL PROPERTY BY EMINENT DOMAIN IN THE BLYTHE REDEVELOPMENT PROJECT NO. 1

WHEREAS, the Blythe Redevelopment Agency ("Agency") is the official redevelopment agency in the City of Blythe, created pursuant to the California Community Redevelopment Law, California Health & Safety Code Section 33000 *et seq.* ("Community Redevelopment Law"); and

WHEREAS, the City Council of the City of Blythe ("City Council"), by Ordinance No. 611-84, adopted on November 27, 1984, approved and adopted the redevelopment plan for the Blythe Redevelopment Project No. 1 ("Redevelopment Plan") and said Redevelopment Plan authorized the Agency to commence eminent domain proceedings to acquire real property located in Project No. 1 ("Project No. 1 Territory") for purposes of redevelopment within twelve years of the adoption of Ordinance No. 611-84; and

WHEREAS, the City Council, by Ordinance No. 657-89, adopted on June 27, 1989, approved and adopted Amendment No. 1 to the Redevelopment Plan ("Amendment No. One") to add territory to the Blythe Redevelopment Project No. 1 ("Amendment No. One Added Territory"), and said Amendment No. One, which applied to the Amendment No. One Added Territory, authorized the Agency to commence eminent domain proceedings to acquire real property in the Amendment No. One Added Territory for purposes of redevelopment within twelve years of the date of adoption of Ordinance No. 657-89, and Amendment No. One made no changes with respect to the applicability of the Redevelopment Plan to the Project No. 1 Territory; and

WHEREAS, the City Council, by Ordinance No. 706-94, adopted on November 8, 1994, approved and adopted an amendment to the Redevelopment Plan, as Amended, for Blythe Redevelopment Project No. 1, as Amended, to modify the financial limits established in the Redevelopment Plan and Amendment No. One pursuant to Health and Safety Code Section 33333.6; and

WHEREAS, the City Council, by Ordinance No. 715-95, adopted on July 18, 1995, approved and adopted Amendment No. 2 to the Redevelopment Plan, As Amended ("Amendment No. 2"), to add territory to the Blythe Redevelopment Project No. 1 ("Amendment No. 2 Added Territory"), to extend the time limit within which the Agency may commence proceedings by eminent domain to acquire real property located in the Project No. 1 Territory by twelve years from the date of adoption of Ordinance No. 715-95, and to modify the financial limits established in the Redevelopment Plan and Amendment No. One, and said Amendment No. 2 authorized the Agency to commence eminent domain proceedings to acquire real property in the Amendment No. Two Added Territory as set forth in Amendment No. 2 within twelve years of the adoption of Ordinance No. 715-95; and

WHEREAS, the City Council, by Ordinance No. 758-99, adopted on June 22, 1999, approved and adopted Amendment No. 3 to the Redevelopment Plan, As Amended ("Amendment No. 3"), to add territory to the Blythe Redevelopment Project No. 1 ("Amendment No. 3 Added Territory"), and authorizing the Agency to commence eminent domain proceedings to acquire real property for purposes of redevelopment in the Amendment No. 3 Added Territory as set forth in Amendment No. 3 within twelve years of the date of adoption of Ordinance No. 758-99, but said Amendment No. 3 made no changes to the time limits for the acquisition by eminent domain of property located in the Project No. 1 Territory, the Amendment No. One Added Territory, or the Amendment No. 2 Added Territory; and

WHEREAS, the City Council, by Ordinance No. 779-02, adopted on July 9, 2002, approved and adopted Amendment No. 4 to the Redevelopment Plan, as Amended ("Amendment No. 4"), to add territory to the Blythe Redevelopment Project No. 1, and said added territory included territory located in the unincorporated County of Riverside ("Amendment No. 4 Added Territory"), over which the County of Riverside granted to the Agency jurisdictional authority pursuant to the Interjurisdictional Agreement entered into between the Agency and the County of Riverside (the Redevelopment Plan as amended by Ordinance No. 657-89, Ordinance No. 706-94, Ordinance No. 715-95, Ordinance No. 758-99, and Ordinance No. 779-02 is hereafter referred to as "Amended Redevelopment Plan"); and

WHEREAS, the County of Riverside, by County Resolution No. 2002-52, adopted on January 29, 2002, designated the Agency to act as the agency for the County in connection with Amendment No. 4 Added Territory County, and the County, by County Ordinance No. 820, adopted on July 9, 2002, approved Amendment No. 4 to the Redevelopment Plan for the Blythe Redevelopment Project No. 1; and

WHEREAS, the Agency, by Resolution No. RA02-91, adopted on April 9, 2002, adopted Rules Governing Participation and Preferences by Owners, Operators of Businesses and Tenants in Connection with Amendment No. 4 to the Redevelopment Plan for the Blythe Redevelopment Project No. 1 and said Resolution recites that in connection with the approval of the Redevelopment Plan for the Blythe Redevelopment Project No. 1 and subsequent amendments to the Redevelopment Plan for the Blythe Redevelopment Project No. 1, specifically Amendment Nos. 1, 2, and 3, the Agency previously adopted Rules Governing Participation and Preferences by Owners, Operators of Businesses and Tenants and the Agency desires to adopt these Rules for application within the Amendment No. 4 Added Territory pursuant to Health and Safety Code Sections 33345 and 33395.5 ("Owner Participation Rules"); and

WHEREAS, the Agency, by Resolution No. RA02-91, adopted on April 9, 2002, adopted Relocation Rules to implement the California Relocation Assistance Law and Real Property Acquisition Guidelines ("Relocation Rules"); and

WHEREAS, California Health & Safety Code Section 33342.7 (added by Senate Bill No. 53) became effective on January 1, 2007, and requires a legislative body that adopted a final redevelopment plan before January 1, 2007, to adopt an ordinance describing the redevelopment agency's program to acquire real property by eminent domain; and

WHEREAS, under the Amended Redevelopment Plan, the Agency has authority to acquire certain real property and real property interests (collectively referred to hereafter as "real property") by eminent domain, and therefore the Amended Redevelopment Plan, together with

applicable laws, rules, regulations, guidelines and policies, as described herein, comprise the Agency's program to acquire real property by eminent domain; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BLYTHE DOES ORDAIN AS FOLLOWS:

Section 1. The Agency's Eminent Domain Program. Without further amendment of the Amended Redevelopment Plan, the Agency's program for the acquisition of real property by eminent domain is hereby described as follows:

(a) The Agency may, but is not required to, exercise its authority to acquire real property by eminent domain. The Agency may exercise that authority as follows:

(1) The proposed acquisition is for purposes of redevelopment and is in accordance with and necessary to the execution of the Amended Redevelopment Plan; and

(2) Within the Amendment No. 4 Added Territory, Amendment No. 3 Added Territory and Amendment No. 2 Added Territory, the Agency shall not acquire, by eminent domain, property on which any person resides;

(3) Within the Amendment No. 4 Added Territory, Amendment No. 3 Added Territory and Amendment No. 2 Added Territory, Agency-sponsored projects that cause the displacement of a substantial number of low- or moderate-income persons, or both, will not be permitted;

(4) With respect to the Amendment No. 2 Added Territory, "the property on which any person resides" shall mean that a person actually lives on the property and that the property is zoned for residential use. The Agency may acquire land that is zoned residential by eminent domain;

(5) Within the Amendment No. 4 Added Territory, Amendment No. 3 Added Territory and Amendment No. 2 Added Territory, the Agency reserves the right to acquire real property as may be necessary, appropriate, and as permitted in Section 33342 of the Community Redevelopment Law, including acquisition through the use of eminent domain, except as otherwise restricted above in subparagraphs (a)(2) and (a)(3);

(6) Proceedings to acquire real property by eminent domain in the Amendment No. 4 Added Territory are commenced within twelve (12) years from July 9, 2002, the date of adoption by the City of Ordinance No. 779-02 and the date of adoption by the County of Riverside of County Ordinance No. 820, adopting said Amendment No. 4;

(7) Proceedings to acquire real property by eminent domain in the Amendment No. 3 Added Territory are commenced within twelve (12) years from June 22, 1999, the date of adoption of Ordinance No. 758-99, adopting Amendment No. 3;

(8) Proceedings to acquire real property by eminent domain in the Project No. 1 Territory and in the Amendment No. 2 Added Territory are commenced within twelve (12) years from July 18, 1995, the date of adoption of Ordinance No. 715-95, adopting Amendment No. 2;

(9) Proceeding to acquire real property by eminent domain in the Amendment No. One Added Territory are commenced within twelve (12) years from June 27, 1989, the date of adoption of Ordinance No. 657-89, adopting Amendment No. One;

(10) The proposed acquisition is in compliance with all applicable laws and regulations, including but not limited to, the California Eminent Domain Law, California Code of Civil Procedure Section 1230.010 *et seq.* ("Eminent Domain Law").

(b) The Agency shall offer such participation and reasonable reentry opportunities to owners, business operators, and tenants as are in accordance with the Amended Redevelopment Plan, and shall comply with the Community Redevelopment Law and the Agency's Owner Participation Rules, as such rules may be amended from time to time.

(c) The Agency shall provide relocation assistance and make all payments in accordance with applicable State law, including but not limited to Chapter 16 (commencing with Section 7260) of Division 7 of Title 1 of the Government Code ("State Act"); the Relocation Assistance and Real Property Acquisition Guidelines (Chapter 6 of Title 25 of the California Code of Regulations, beginning with Section 6000)("State Guidelines") adopted by the Department of Housing and Community Development to implement and interpret the State Act; and, if and when applicable, Federal law, including but not limited to the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended (42 U.S.C., Section 4601 *et seq.*)(the "Federal Act") and the Uniform Relocation Assistance and Real Property Acquisition for Federal and Federally Assisted Programs Regulations (49 Code of Federal Regulations, Part 24, beginning with Section 24.1)(the "Federal Guidelines"). The Agency shall comply with the Agency's Relocation Rules, as such rules may be amended from time to time.

(d) If the Agency's Owner Participation Rules or Relocation Rules are amended or superseded subsequent to the adoption of this Ordinance, the foregoing description of the Agency's eminent domain program is automatically amended to be consistent with any such amendment or new rules and no amendment of the Redevelopment Plan shall be required.

Section 2. California Health & Safety Code Section 33342.7. This Ordinance is adopted pursuant to California Health & Safety Code Section 33342.7 and is a description of the Agency's program to acquire real property by eminent domain, as mandated by that statute. No amendment of Amendment No. 4 to the Redevelopment Plan for the Blythe Redevelopment Project No. 1 is effected by this Ordinance.

Section 3. California Environmental Quality Act. This Ordinance has been reviewed with respect to applicability of the California Environmental Quality Act ("CEQA"), and the State CEQA Guidelines (California Code of Regulations, Title 14, Sections 15000 *et seq.*, hereafter the "CEQA Guidelines"), and the City's environmental guidelines. The City has determined that this Ordinance is not a "project" for purposes of CEQA, as that term is defined by Guidelines Section 15378. Specifically, this Ordinance is adopted in order to comply with the requirements of California Health & Safety Code Section 33342.7, and is an organizational or administrative activity that will not result in a direct or indirect physical change in the environment. (CEQA Guidelines Section 15378(b)(5).) Therefore, because it is not a "project," this Ordinance is not subject to CEQA's requirements. Further, even if this Ordinance were deemed a "project" and therefore subject to CEQA, the Ordinance would be covered by the general rule that CEQA applies only to projects that have the potential to cause a significant

effect on the environment (CEQA Guidelines, Section 15061 (b)(3)). As an organizational or administrative activity that does not effect any change in the Agency's authority to exercise its powers of eminent domain and involves no exercise of such powers, the Ordinance does not have the potential to cause a significant effect on the environment and is therefore exempt under this general rule. Further, it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, and thus this Ordinance is not subject to CEQA. (CEQA Guidelines, Section 15061(b)(3)).

Section 4. Severability. If any part of this Ordinance is held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance and this City Council hereby declares that it would have passed the remainder of this Ordinance if such invalid or unconstitutional portion thereof had been deleted.

Section 5. Certification. The City Clerk shall certify to the passage of this Ordinance and is hereby directed to publish or post this Ordinance in accordance with law.

Section 6. Transmittal to Agency. The City Clerk is hereby directed to send a certified copy of this Ordinance to the Agency.

Section 7. Filing Notice of Exemption. Staff is hereby directed to file a notice of exemption with the County Clerk within five (5) days of the adoption of this Ordinance pursuant to Section 15062 of the CEQA Guidelines.

PASSED AND ADOPTED this _____ day of _____, 2007.

Robert A. Crain, Mayor

I, Virginia Rivera, City Clerk of the City of Blythe, do hereby certify that the foregoing Ordinance was introduced at a regular meeting of the City Council of the City of Blythe held on the 12th day of June, 2007, and was finally passed at a regular meeting of the City Council of the City of Blythe held on the ____ day of June, 2007.

AYES:

NOES:

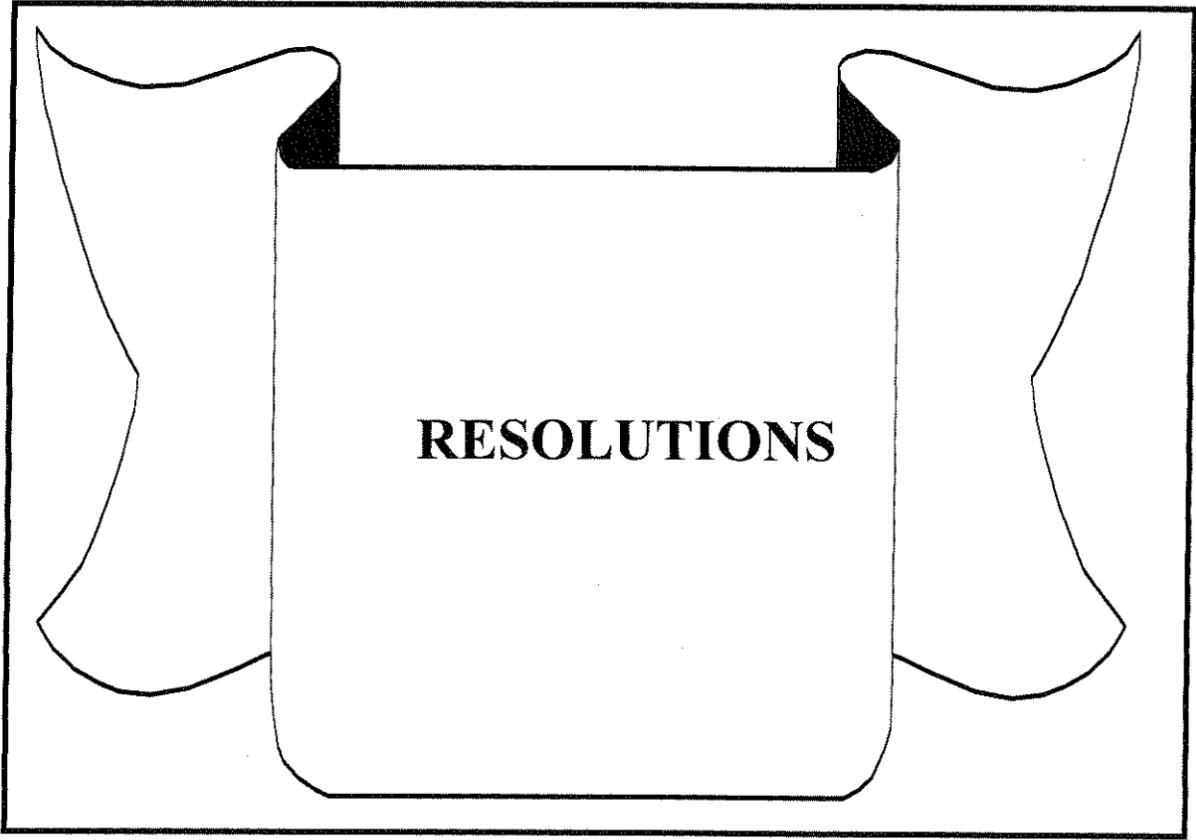
ABSTAIN:

ABSENT:

ATTEST:

Virginia Rivera, City Clerk, City of Blythe

(S E A L)

A graphic of a document with the word RESOLUTIONS in the center. The document is depicted with a central rectangular area and two side flaps that appear to be folded over the top and bottom edges. The word RESOLUTIONS is printed in a bold, sans-serif font in the center of the document.

RESOLUTIONS

CITY COUNCIL STAFF REPORT



DATE: June 12, 2007

SUBJECT: Detachment of Territory from Lighting District No. 1; Annual Assessment for Lighting District Nos. 1 and 2; and, Annexation of Territory to Lighting District No. 2

BACKGROUND: The Landscaping and Lighting Act of 1972 (Part 2 of Division 15 of the California Streets and Highways Code) requires the City Council to conduct annual proceedings in order to levy annual assessments within assessment districts formed under the Act (including Lighting District Nos. 1 and 2). John F. Friedrich of GFB-Friedrich & Associates, Inc. has prepared an engineer's report for both Lighting District Nos. 1 and 2 for fiscal year 2007-2008. The law firm of Richards, Watson and Gershon has assisted staff in the preparation of necessary resolutions.

Lighting District No. 1: No changes, additions, or increase in assessments are proposed for fiscal year 2007-2008 within Lighting District No. 1. The Resolution of Intention to Levy the Annual Assessment for Lighting District No. 1 (Resolution No. 07-712) sets August 14, 2007, at 6 p.m. as the date and time for hearing protests to the levy of the annual assessment for Lighting District No. 1.

Lighting District No. 2: For fiscal year 2007-2008, it is proposed to detach six (6) sites from within the boundaries of Lighting District No. 1 and annex those parcels into Lighting District No. 2. The territory proposed to be annexed to the District includes six (6) sites comprised of thirteen (13) parcels. The first site, referred to as Tentative Tract Map 34480, is located south of Interstate Highway 10 on the east side of Riviera Drive; the second site, referred to as Tentative Tract Map 34499, is located on the east side of North Broadway south of Tenth Avenue; the third site, referred to as Tentative Tract Map 34793, is located south of Chanslorway west of Intake Boulevard; the fourth site, referred to as Tentative Tract Map 35175, is located on the southwest corner of Chanslorway and Intake Boulevard; the fifth site, referred to as Amended Tentative Tract Map 28862 and Tentative Tract Map 34986, is located north of Tenth Avenue on the west bank of the Colorado River; and, the sixth site, referred to as Tentative Tract Map 35126, is located on the west side of North Broadway north of the existing Sonora Tract. Said sites are more specifically described as Assessor's Parcel Numbers: 869-230-014, -015, 869-250-016 and -017; 839-130-001 and -002; 851-009-014 and -015; 851-090-006 and -007; 833-170-006 and 833-150-008; and, 839-100-001 respectively. Such territory is shown on a map on file in the office of the City Clerk and open to public inspection.

The Resolution of Intention to Detach Territory (Resolution No. 07-710), the Resolution of Intention to Levy and Collect Assessments for Lighting District No. 1 (Resolution 07-712), the Resolution of Intention to Annex Territory and to Levy and Collect the Annual Assessments for

the Annexed Territory (Resolution No. 07-714) and the Resolution of Intention to Levy and Collect Assessments for Lighting District No. 2 (Resolution No. 07-715) all set August 14, 2007, at 6:00 p.m. as the date and time for hearing protests to the levy of the annual assessment for Lighting District No. 2.

RECOMMENDATION: It is staff's recommendation that the City Council:

1. Adopt the following Resolutions:

- Resolution 07-710 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE DECLARING ITS INTENTION TO DETACH TERRITORY FROM CITY OF BLYTHE LIGHTING DISTRICT NO. 1 AND APPOINTING A TIME AND PLACE FOR HEARING PROTESTS
- Resolution 07-711 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE APPROVING THE REPORT OF THE ENGINEER REGARDING THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN THE CITY OF BLYTHE LIGHTING DISTRICT NO. 1 FOR FISCAL YEAR 2007-2008
- Resolution 07-712 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS WITHIN CITY OF BLYTHE LIGHTING DISTRICT NO. 1 FOR FISCAL YEAR 2007-2008 PURSUANT TO THE PROVISIONS OF PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE AND APPOINTING A TIME AND PLACE FOR HEARING PROTESTS
- Resolution 07-713 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE APPROVING THE REPORT OF THE ENGINEER REGARDING THE PROPOSED ANNEXATION OF TERRITORY TO CITY OF BLYTHE LIGHTING DISTRICT NO. 2 AND THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN THE CITY OF BLYTHE LIGHTING DISTRICT NO. 2 FOR FISCAL YEAR 2007-2008
- Resolution 07-714 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE DECLARING ITS INTENTION TO ANNEX TERRITORY TO CITY OF BLYTHE LIGHTING DISTRICT NO. 2 AND TO LEVY AND COLLECT ASSESSMENTS WITHIN SUCH TERRITORY FOR FISCAL YEAR 2007-2008 PURSUANT TO THE PROVISIONS OF PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE AND AS PROVIDED BY ARTICLE XIID OF THE CALIFORNIA CONSTITUTION AND APPOINTING A TIME AND PLACE FOR HEARING PROTESTS


Resolution 07-715 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS WITHIN CITY OF BLYTHE LIGHTING DISTRICT NO. 2 FOR FISCAL YEAR 2007-2008 PURSUANT TO THE PROVISIONS OF PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE AND APPOINTING A TIME AND PLACE FOR HEARING PROTESTS

2. Approve procedures in connection with the completion, return and tabulation of ballots for the annexation to Lighting District No. 2.

ATTACHMENTS:

- A. Resolution No. 07-710
- B. Resolution No. 07-711
- C. Resolution No. 07-712
- D. Resolution No. 07-713
- E. Resolution No. 07-714
- F. Resolution No. 07-715
- G. Procedure for completion, return and tabulation of ballots

Respectfully Submitted:



Jennifer L. Wellman, AICP
Planning Director

Concurrence:



Les Nelson
City Manager

RESOLUTION NO. 07-710

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE DECLARING ITS INTENTION TO DETACH TERRITORY FROM CITY OF BLYTHE LIGHTING DISTRICT NO. 1 AND APPOINTING A TIME AND PLACE FOR HEARING PROTESTS

THE CITY COUNCIL OF THE CITY OF BLYTHE HEREBY FINDS, DETERMINES, RESOLVES AND ORDERS AS FOLLOWS:

Section 1. The City Council of the City of Blythe hereby (1) finds that the public interest and convenience requires and (2) declares its intention to order the detachment of territory, described below in Section 2 of this Resolution, from an existing lighting district located within the City of Blythe, excluding the City of Blythe sewage treatment plant, the Chuckawalla and Ironwood Prison property (City of Blythe Annexation No. 41), and the territory annexed to the City of Blythe pursuant to City of Blythe Annexation Nos. 43, 44, 45, 46 and 50, designated as City of Blythe Lighting District No. 1 (hereinafter referred to as the "District"), as shown on a map of the District on file in the office of the City Clerk and open to public inspection, pursuant to the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the California Streets and Highways Code (hereinafter referred to as the "Act"), commencing July 1, 2007.

Section 2. The territory proposed to be annexed to the District includes six (6) sites comprised of thirteen (13) parcels. The first site, referred to as Tentative Tract Map 34480, is located south of Interstate Highway 10 on the east side of Riviera Drive; the second site, referred to as Tentative Tract Map 34499, is located on the east side of North Broadway south of Tenth Avenue; the third site, referred to as Tentative Tract Map 34793, is located south of Chanslorway west of Intake Boulevard; the fourth site, referred to as Tentative Tract Map 35175, is located on the southwest corner of Chanslorway and Intake Boulevard; the fifth site, referred to as Amended Tentative Tract Map 28862 and Tentative Tract Map 34986, is located north of Tenth Avenue on the west bank of the Colorado River; and, the sixth site, referred to as Tentative Tract Map 35126, is located on the west side of North Broadway north of the existing Sonora Tract. Said sites are more specifically described as Assessor's Parcel Numbers: 869-230-014, -015, 869-250-016 and -017; 839-130-001 and -002; 851-009-014 and -015; 851-090-006 and -007; 833-170-006 and 833-150-008; and, 839-100-001 respectively. Such territory is shown on a map on file in the office of the City Clerk and open to public inspection.

Section 3. Reference is hereby made to the Engineer's Report, on file in the office of the City Clerk, for a full and detailed description of the improvements, the boundaries of the District and any zones therein, and the assessments upon assessable lots and parcels of land within the District.

Section 4. NOTICE IS HEREBY GIVEN THAT TUESDAY, THE 14th DAY OF AUGUST, 2007, AT 6:00 P.M., IN THE COUNCIL CHAMBERS AT CITY HALL, CITY OF BLYTHE, 235 NORTH BROADWAY, BLYTHE, CALIFORNIA 92225, IS THE TIME AND PLACE FIXED FOR A PUBLIC HEARING BY THE CITY COUNCIL ON THE QUESTION OF THE DETACHMENT OF THE TERRITORY DESCRIBED ABOVE IN SECTION 2 OF THIS RESOLUTION. All interested persons shall be afforded the opportunity to hear and be heard. Any interested person may file a written protest with the City Clerk, or, having previously

filed a protest, may file a written withdrawal of that protest, prior to the conclusion of the hearing. A written protest shall state all grounds of objection. A protest by a property owner shall contain a description sufficient to identify the property owned by the signer thereof. The City Council shall consider all oral statements and all written protests made or filed by any interested person.

Section 5. The posted and mailed notice of the hearing may be dispensed with pursuant to Section 22609 of the Act.

Section 6. The detachment of the territory to be detached, described above in Section 2 of this Resolution, is hereby conditioned upon the completion of the annexation of the same territory, described above in Section 2 of this Resolution, to the City of Blythe Lighting District No. 2.

Section 7. The City Council hereby designates Jennifer Wellman, Planning Director, City of Blythe, 235 North Broadway, Blythe, California 92225, (760) 922-6130 to answer inquiries regarding the hearing, protest proceedings, and procedural or technical matters.

PASSED, APPROVED, and ADOPTED this 12th day of June, 2007, by the following called vote, to wit:

AYES:

NOES:

ABSENT:

Robert A. Crain, Mayor

ATTEST:

Virginia Rivera, City Clerk
(S E A L)

RESOLUTION NO. 07-711

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
BLYTHE APPROVING THE REPORT OF THE ENGINEER
REGARDING THE LEVY AND COLLECTION OF
ASSESSMENTS WITHIN THE CITY OF BLYTHE LIGHTING
DISTRICT NO. 1 FOR FISCAL YEAR 2007-2008**

**THE CITY COUNCIL OF THE CITY OF BLYTHE HEREBY FINDS,
DETERMINES, RESOLVES AND ORDERS AS FOLLOWS:**

Section 1. The City Council of the City of Blythe, pursuant to the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the California Streets and Highways Code (hereinafter referred to as the "Act"), did by previous resolution order the engineer, GFB-Friedrich & Associates, Inc. (the "Engineer"), to prepare and file a written report in accordance with Article 4 of Chapter 1 of the Act in connection with the proposed levy and collection of assessments against lots and parcels of land within City of Blythe Lighting District No. 1 for the fiscal year commencing July 1, 2007 and ending June 30, 2008.

Section 2. The Engineer has prepared and filed with the City Clerk of the City of Blythe and the City Clerk has presented to the City Council such report entitled "Engineer's Report, City of Blythe Lighting District No. 1, Fiscal Year 2007-2008" (the "Report").

Section 3. The City Council has carefully examined and reviewed the Report, and the Report is hereby approved as filed.

PASSED, APPROVED, and ADOPTED this 12th day of June 2007, by the following called vote, to wit:

AYES:

NOES:

ABSENT:

Robert A. Crain, Mayor

ATTEST:

Virginia Rivera, City Clerk
(S E A L)

RESOLUTION NO. 07-712

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS WITHIN CITY OF BLYTHE LIGHTING DISTRICT NO. 1 FOR FISCAL YEAR 2007-2008 PURSUANT TO THE PROVISIONS OF PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE AND APPOINTING A TIME AND PLACE FOR HEARING PROTESTS

THE CITY COUNCIL OF THE CITY OF BLYTHE HEREBY FINDS, DETERMINES, RESOLVES AND ORDERS AS FOLLOWS:

Section 1. The City Council hereby (1) finds that the public interest and convenience requires and (2) declares its intention to order the levy and collection of assessments against assessable lots and parcels of land within an existing assessment district generally located within the entire City of Blythe, excluding the City of Blythe's sewage treatment plant, the Chuckwalla Prison property (City of Blythe Annexation No. 41), and territory annexed to the City of Blythe pursuant to City of Blythe Annexation Nos. 43, 44, 45, 46 and 50, designated as City of Blythe Lighting District No. 1 (hereinafter referred to as the "District"), as shown on a map of the District on file in the office of the City Clerk and open to public inspection, pursuant to the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the California Streets and Highways Code (hereinafter referred to as the "Act"), for the fiscal year commencing July 1, 2007 and ending June 30, 2008 to pay the costs and expenses of the improvements described below in Section 2 of this Resolution.

Section 2. The proposed improvements are briefly described as follows: The operation and maintenance of public streets and sidewalks within the District, including the operation, maintenance and servicing of existing and proposed public lighting facilities, including traffic signals, landscaping, including trees, shrubs, grass and other ornamental vegetation, and appurtenant facilities, including irrigation systems, installed and constructed in and along public roadways, streets and rights-of-way within the boundaries of the City. Maintenance means the furnishing of services and materials for the ordinary and usual maintenance, operation and servicing of the landscaping, public lighting facilities, and appurtenant facilities, including repair, removal or replacement of all or part of any of the landscaping, public lighting facilities, or appurtenant facilities; providing for the life, growth, health and beauty of the landscaping, including cultivation, irrigation, trimming, spraying, fertilizing and treating for disease or injury; the removal of trimmings, rubbish, debris and other solid waste; and the cleaning, sandblasting, and painting of walls and other improvements to remove or cover graffiti. Servicing means the furnishing of water for the irrigation of the landscaping and the maintenance of any of the public lighting facilities or appurtenant facilities and the furnishing of electric current or energy, gas or other illuminating agent for the public lighting facilities or for the lighting or operation of landscaping or appurtenant facilities.

Section 3. The assessments to be levied and collected against the assessable lots and parcels of property within the District for fiscal year 2007-2008 are not proposed to increase from the assessments levied and collected for fiscal year 2006-2007.

Section 4. Reference is hereby made to the Engineer's Report, on file in the office of the City Clerk, for a full and detailed description of the improvements, the boundaries of the District and any zones therein, and the proposed assessments upon assessable lots and parcels of land within the District.

Section 5. Public property owned by any public agency and in use in the performance of a public function which is included within the boundaries of the District shall not be subject to assessment to be made under these proceedings to pay for any of the costs and expenses of the improvements.

Section 6. All railroad, gas, water and electric utility right-of-way or electric line right-of-way are included within the District and shall be assessed in accordance with the benefits to be received from the improvements.

Section 7. NOTICE IS HEREBY GIVEN THAT TUESDAY, THE 14th DAY OF AUGUST, 2007, AT 6:00 P.M., IN THE COUNCIL CHAMBERS AT CITY HALL, CITY OF BLYTHE, 235 NORTH BROADWAY, BLYTHE, CALIFORNIA 92225, IS THE TIME AND PLACE FIXED FOR A PUBLIC HEARING BY THE CITY COUNCIL ON THE QUESTION OF THE LEVY AND COLLECTION OF THE ASSESSMENT FOR FISCAL YEAR 2007-2008 AGAINST ASSESSABLE LOTS AND PARCELS OF LAND WITHIN THE DISTRICT. All interested persons shall be afforded the opportunity to hear and be heard. Any interested person may file a written protest with the City Clerk, or, having previously filed a protest, may file a written withdrawal of that protest, prior to the conclusion of the hearing. A written protest shall state all grounds of objection. A protest by a property owner shall contain a description sufficient to identify the property owned by the signer thereof. The City Council shall consider all oral statements and all written protests made or filed by any interested person.

Section 8. The City Clerk is hereby authorized and directed to give notice of such hearing in accordance with law.

Section 9. The City Council hereby designates Jennifer Wellman, Planning Director, City of Blythe, 235 North Broadway, Blythe, California 92225, (760) 922-6130 to answer inquiries regarding the hearing, protest proceedings, and procedural or technical matters.

PASSED, APPROVED, and ADOPTED this 12th day of June, 2007, by the following called vote, to wit:

AYES:

NOES:

ABSENT:

Robert A. Crain, Mayor

ATTEST:

Virginia Rivera, City Clerk
(S E A L)

RESOLUTION NO. 07-713

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE APPROVING THE REPORT OF THE ENGINEER REGARDING THE PROPOSED ANNEXATION OF TERRITORY TO CITY OF BLYTHE LIGHTING DISTRICT NO. 2 AND THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN THE CITY OF BLYTHE LIGHTING DISTRICT NO. 2 FOR FISCAL YEAR 2007-2008

THE CITY COUNCIL OF THE CITY OF BLYTHE HEREBY FINDS, DETERMINES, RESOLVES AND ORDERS AS FOLLOWS:

Section 1. The City Council of the City of Blythe, pursuant to the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the California Streets and Highways Code (hereinafter referred to as the "Act"), did by previous resolutions order the Engineer, GFB-Friedrich & Assoc., Inc., to prepare and file a written report in accordance with Article 4 of Chapter 1 of the Act in connection with the proposed annexation of territory to City of Blythe Lighting District No. 2 and the levy and collection of assessments against lots and parcels of land within City of Blythe Lighting District No. 2 for the fiscal year commencing July 1, 2007 and ending June 30, 2008.

Section 2. The Engineer has prepared and filed with the City Clerk of the City of Blythe and the City Clerk has presented to the City Council such report entitled "Engineer's Report, City of Blythe Lighting District No. 2, Fiscal Year 2007-2008, including Proposed Annexation No. 8" (the "Report").

Section 3. The City Council has carefully examined and reviewed the Report, and the Report is hereby approved as filed.

PASSED, APPROVED, and ADOPTED this 12th day of June, 2007, by the following called vote, to wit:

AYES:

NOES:

ABSENT:

Robert A. Crain, Mayor

ATTEST:

Virginia Rivera, City Clerk
(S E A L)

RESOLUTION NO. 07-714

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE DECLARING ITS INTENTION TO ANNEX TERRITORY TO CITY OF BLYTHE LIGHTING DISTRICT NO. 2 AND TO LEVY AND COLLECT ASSESSMENTS WITHIN SUCH TERRITORY FOR FISCAL YEAR 2007-2008 PURSUANT TO THE PROVISIONS OF PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE AND AS PROVIDED BY ARTICLE XIID OF THE CALIFORNIA CONSTITUTION AND APPOINTING A TIME AND PLACE FOR HEARING PROTESTS

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BLYTHE HEREBY FINDS, DETERMINES, RESOLVES AND ORDERS AS FOLLOWS:

Section 1. Pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the California Streets and Highways Code (hereinafter referred to as the "Act") and as provided by Article XIID of the California Constitution, the City Council of the City of Blythe, by previous Resolution, has initiated proceedings for the annexation of territory described below in Section 4 of this Resolution to City of Blythe Lighting District No. 2 (hereinafter referred to as the "District"), generally located within the City of Blythe, including territory annexed to the City of Blythe pursuant to City of Blythe Annexation Nos. 43, 44, 45, 46, and 50 and the levy and collection of assessments against the lots and parcels of land within such territory for fiscal year 2007-2008 to pay for the costs and expenses of the improvements described below in Section 6 of this Resolution.

Section 2. The Engineer selected by the City Council has prepared and filed with the City Clerk of the City of Blythe and the City Clerk has presented to the City Council a report in connection with the proposed annexation of territory to the District and the levy and collection of assessments against the lots and parcels of land within such territory for fiscal year 2007-2008, and the City Council did by previous Resolution approve such report.

Section 3. The City Council hereby declares its intention to order the annexation of territory described below in Section 4 of this Resolution to the District and to levy and collect assessments against the lots and parcels of land within such territory for fiscal year 2007-2008 to pay for the costs of the improvements described below in Section 6 of this Resolution. The Council hereby determines that the public interest requires this annexation and levy and collection.

Section 4. The territory proposed to be annexed to the District includes six (6) sites comprised of thirteen (13) parcels. The first site, referred to as Tentative Tract Map 34480, is located south of Interstate Highway 10 on the east side of Riviera Drive; the second site, referred to as Tentative Tract Map 34499, is located on the east side of North Broadway south of Tenth Avenue; the third site, referred to as Tentative Tract Map 34793, is located south of Chanslorway west of Intake Boulevard; the fourth site, referred to as Tentative Tract Map 35175, is located on the

southwest corner of Chanslorway and Intake Boulevard; the fifth site, referred to as Amended Tentative Tract Map 28862 and Tentative Tract Map 34986, is located north of Tenth Avenue on the west bank of the Colorado River; and, the sixth site, referred to as Tentative Tract Map 35126, is located on the west side of North Broadway north of the existing Sonora Tract. Said sites are more specifically described as Assessor's Parcel Numbers: 869-230-014, -015, 869-250-016 and -017; 839-130-001 and -002; 851-009-014 and -015; 851-090-006 and -007; 833-170-006 and 833-150-008; and, 839-100-001 respectively. Such territory is shown on a map on file in the office of the City Clerk and open to public inspection.

Section 5. After the proposed territory is annexed to the District, the District shall continue to be designated as City of Blythe Lighting District No. 2.

Section 6. The proposed improvements are briefly described as follows: The operation and maintenance of public streets and sidewalks within the District, including the operation, maintenance and servicing of existing and proposed public lighting facilities, including traffic signals, landscaping, including trees, shrubs, grass and other ornamental vegetation, and appurtenant facilities, including irrigation systems, installed and constructed in and along public roadways, streets and rights-of-way within the boundaries of the City. Maintenance means the furnishing of services and materials for the ordinary and usual maintenance, operation and servicing of the landscaping, public lighting facilities, and appurtenant facilities, including repair, removal or replacement of all or part of any of the landscaping, public lighting facilities, or appurtenant facilities; providing for the life, growth, health and beauty of the landscaping, including cultivation, irrigation, trimming, spraying, fertilizing and treating for disease or injury; the removal of trimmings, rubbish, debris and other solid waste; and the cleaning, sandblasting, and painting of walls and other improvements to remove or cover graffiti. Servicing means the furnishing of water for the irrigation of the landscaping and the maintenance of any of the public lighting facilities or appurtenant facilities and the furnishing of electric current or energy, gas or other illuminating agent for the public lighting facilities or for the lighting or operation of landscaping or appurtenant facilities.

Section 7. Lots or parcels of land within the District that are owned or used by any county, city, city and county, special district or any other local governmental entity, the State of California, or the United States shall be assessed unless the City demonstrates by clear and convincing evidence that such lots or parcels receive no special benefit from the proposed improvements.

Section 8. All railroad, gas, water, and electric utility right-of-way and utility line right-of-way which is included within the territory proposed to be annexed to the District shall be assessed in accordance with the benefits received from the improvements.

Section 9. Reference is hereby made to the report of the Engineer entitled "Engineer's Report, City of Blythe Lighting District No. 2, Fiscal Year 2007-2008, including Proposed Annexation No. 8" on file with the City Clerk for a full and detailed description of the improvements, the boundaries of the territory proposed to be annexed to the District, the boundaries of the existing District and the zones therein, and the proposed assessments upon assessable lots and parcels of land within the territory proposed to be annexed to the District.

Section 10. NOTICE IS HEREBY GIVEN THAT TUESDAY, THE 14th DAY OF AUGUST, 2007, AT 6:00 P.M., IN THE COUNCIL CHAMBERS AT CITY HALL, CITY OF BLYTHE, 235 NORTH BROADWAY, BLYTHE, CALIFORNIA 92225, IS THE TIME AND PLACE FIXED FOR A PUBLIC HEARING BY THE CITY COUNCIL ON THE QUESTION OF THE ANNEXATION OF THE TERRITORY DESCRIBED ABOVE IN SECTION 4 OF THIS RESOLUTION TO THE DISTRICT AND THE LEVY AND COLLECTION OF THE ASSESSMENT FOR FISCAL YEAR 2007-2008 AGAINST THE LOTS AND PARCELS OF LAND WITHIN SUCH TERRITORY. All interested persons shall be afforded the opportunity to hear and be heard.

Section 11. The City Council hereby approves the Procedures for the Completion, Return, and Tabulation of Ballots presented to the City Council at this meeting and on file in the office of the City Clerk and open to public inspection.

Section 12. The City Clerk is hereby authorized and directed to give notice of such hearing as provided by law.

Section 13. The City Council hereby designates Jennifer Wellman, Planning Director, City of Blythe, 235 North Broadway, Blythe, California 92225, (760) 922-6130 to answer inquiries regarding the hearing, protest proceedings, and procedural or technical matters.

PASSED, APPROVED, and ADOPTED this 12th day of June, 2007, by the following called vote, to wit:

AYES:

NOES:

ABSENT:

Robert A. Crain, Mayor

ATTEST:

Virginia Rivera, City Clerk
(S E A L)

RESOLUTION NO. 07-715

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS WITHIN CITY OF BLYTHE LIGHTING DISTRICT NO. 2 FOR FISCAL YEAR 2007-2008 PURSUANT TO THE PROVISIONS OF PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE AND APPOINTING A TIME AND PLACE FOR HEARING PROTESTS

THE CITY COUNCIL OF THE CITY OF BLYTHE HEREBY FINDS, DETERMINES, RESOLVES AND ORDERS AS FOLLOWS:

Section 1. The City Council hereby finds (1) that the public interest and convenience requires, and (2) declares its intention to order the levy and collection of assessments against assessable lots and parcels of land within an existing assessment district generally located within the City of Blythe, including territory annexed to the City of Blythe pursuant to City of Blythe Annexation Nos. 43, 44, 45, 46 and 50 designated as City of Blythe Lighting District No. 2 (hereinafter referred to as the "District"), as shown on a map of the District on file in the office of the City Clerk and open to public inspection, pursuant to the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the California Streets and Highways Code (hereinafter referred to as the "Act"), for the fiscal year commencing July 1, 2007, and ending June 30, 2008, to pay the costs and expenses of the improvements described below in Section 2 of this Resolution.

Section 2. The proposed improvements are briefly described as follows: The operation and maintenance of public streets and sidewalks within the District, including the operation, maintenance and servicing of existing and proposed public lighting facilities, including traffic signals, landscaping, including trees, shrubs, grass and other ornamental vegetation, and appurtenant facilities, including irrigation systems, installed and constructed in and along public roadways, streets and rights-of-way within the boundaries of the City. Maintenance means the furnishing of services and materials for the ordinary and usual maintenance, operation and servicing of the landscaping, public lighting facilities, and appurtenant facilities, including repair, removal or replacement of all or part of any of the landscaping, public lighting facilities, or appurtenant facilities; providing for the life, growth, health and beauty of the landscaping, including cultivation, irrigation, trimming, spraying, fertilizing and treating for disease or injury; the removal of trimmings, rubbish, debris and other solid waste; and the cleaning, sandblasting, and painting of walls and other improvements to remove or cover graffiti. Servicing means the furnishing of water for the irrigation of the landscaping and the maintenance of any of the public lighting facilities or appurtenant facilities and the furnishing of electric current or energy, gas or other illuminating agent for the public lighting facilities or for the lighting or operation of landscaping or appurtenant facilities.

Section 3. The assessments to be levied and collected against the assessable lots and parcels of property within the District for fiscal year 2007-2008 are not proposed to increase from the assessments levied and collected for fiscal year 2006-2007.

Section 4. Reference is hereby made to the Engineer's Report, on file in the office of the City Clerk, for a full and detailed description of the improvements, the boundaries of the District and any zones therein, and the proposed assessments upon assessable lots and parcels of land within the District.

Section 5. Lots or parcels of land within the District that are owned or used by any county, city, city and county, special district or any other local governmental entity, the State of California, or the United States

shall be assessed unless the City demonstrates by clear and convincing evidence that such lots or parcels receive no special benefit from the proposed improvements.

Section 6. All railroad, gas, water and electric utility right-of-way or electric line right-of-way are included within the District and shall be assessed in accordance with the benefits to be received from the improvements.

Section 7. NOTICE IS HEREBY GIVEN THAT TUESDAY, THE 14th DAY OF AUGUST, 2007, AT 6:00 P.M., IN THE COUNCIL CHAMBERS AT CITY HALL, CITY OF BLYTHE, 235 NORTH BROADWAY, BLYTHE, CALIFORNIA 92225, IS THE TIME AND PLACE FIXED FOR A PUBLIC HEARING BY THE CITY COUNCIL ON THE QUESTION OF THE LEVY AND COLLECTION OF THE ASSESSMENT FOR FISCAL YEAR 2007-2008 AGAINST ASSESSABLE LOTS AND PARCELS OF LAND WITHIN THE DISTRICT. All interested persons shall be afforded the opportunity to hear and be heard. Any interested person may file a written protest with the City Clerk, or, having previously filed a protest, may file a written withdrawal of that protest, prior to the conclusion of the hearing. A written protest shall state all grounds of objection. A protest by a property owner shall contain a description sufficient to identify the property owned by the signer thereof. The City Council shall consider all oral statements and all written protests made or filed by any interested person.

Section 8. The City Clerk is hereby authorized and directed to give notice of such hearing in accordance with law.

Section 9. The City Council hereby designates Jennifer Wellman, Planning Director, City of Blythe, 235 North Broadway, Blythe, California 92225, (760) 922-6130 to answer inquiries regarding the hearing, protest proceedings, and procedural or technical matters.

PASSED, APPROVED, and ADOPTED this 12th day of June, 2007, by the following called vote, to wit:

AYES:

NOES:

ABSENT:

ATTEST:

Robert A. Crain, Mayor

Virginia Rivera, City Clerk

(S E A L)

CITY OF BLYTHE LIGHTING DISTRICT NO. 2

PROCEDURES FOR THE COMPLETION, RETURN, AND TABULATION OF ASSESSMENT BALLOTS

I. Completion of Ballots

- **Who may complete a ballot**

An assessment ballot may be completed by the owner of the parcel to be assessed. As used in these Procedures, the term "owner" includes the owner's authorized representative. If the owner of the parcel is a partnership, joint tenancy, or tenancy in common, a ballot may be completed by any of the general partners, joint tenants, or tenants in common. Except as set forth below, only one ballot may be completed for each parcel.

- **Proportional assessment ballots**

If a parcel has multiple owners, any owner may request a proportional assessment ballot. If the ownership interest of the owner is not shown on the last equalized secured property tax assessment roll, such request must include evidence, satisfactory to the City, of the owner's proportional rights in the parcel. The City will provide the proportional ballot to the owner at the address shown on the assessment roll. Any request for a ballot to be mailed to another location must be made in writing and must include evidence, satisfactory to the City, of the identity of the person requesting the ballot. Each proportional ballot will be marked to show the date on which the ballot was provided, to identify it as a proportional ballot and to indicate the owner's proportional rights in the parcel. The City will keep a record of each proportional ballot provided to an owner.

- **Duplicate ballots**

If an assessment ballot is lost, withdrawn, destroyed or never received, the City will mail or otherwise provide a duplicate ballot to the owner upon receipt of a request in writing delivered to the City Clerk. The duplicate ballot will be marked to show the date on which the ballot was mailed or provided and to identify it as a duplicate ballot or a duplicate proportional ballot. The same procedure applies to duplicate ballots or duplicate proportional ballots which are lost, withdrawn, destroyed, or never received.

- **Marking and signing the ballot**

To complete an assessment ballot, the owner of the parcel must (1) stamp or mark the appropriate box supporting or opposing the proposed assessment, and (2) sign, under penalty of perjury, the statement on the ballot that the person completing the ballot is the owner of the parcel or the owner's authorized representative. Only one box may be stamped or marked on each ballot. Ballots must be completed in ink.

- **Only assessment ballots provided by the City will be accepted**

The City will only accept ballots mailed or otherwise provided to owners by the City.

II. Return of Ballots

- **Who may return ballots**

An assessment ballot may be returned by the owner of the parcel or by anyone authorized by the owner to return the ballot.

- **Where to return ballots**

Ballots may be mailed to the address indicated on the ballot. The City has provided return postage on the ballot.

Ballots may also be delivered in person to the City Clerk at City Hall, 235 North Broadway, Blythe, CA 92225 (prior to 5:00 p.m. on the date scheduled for the public hearing on the proposed assessment), or delivered to the City Clerk at the public hearing on the proposed assessment.

- **When to return ballots**

All returned ballots must be received by the City Clerk prior to the time the City Council closes the public input portion of the public hearing on the proposed assessment. The public input portion of the public hearing may be continued from time to time. The City Clerk will endorse on each ballot the date of its receipt.

The City Clerk will pick up mailed ballots at 5:00 p.m. on the date scheduled for the public hearing on the proposed assessment. To ensure that mailed ballots are received by the City Clerk prior to the conclusion of the public input portion of the public hearing, mailed ballots must be received by

the City prior to that time. Mailed ballots received after 5:00 p.m. on the date scheduled for the public hearing will only be counted if the ballots are received by the City Clerk prior to the conclusion of the public input portion of the public hearing. The City makes no representation as to whether the public input portion of the public hearing will be concluded on the date scheduled for commencement of the public hearing or continued to a later date.

- **Withdrawal of assessment ballots**

After returning an assessment ballot to the City, the person who signed the ballot may withdraw the ballot by submitting a written statement to the City Clerk directing the City Clerk to withdraw the ballot. Such statement must be received by the City Clerk prior to the close of the public input portion of the public hearing on the proposed assessment. When ballots for the assessment are tabulated, the City Clerk will segregate withdrawn ballots from all other returned ballots. The City Clerk will retain all withdrawn ballots and will indicate on the face of such withdrawn ballots that they have been withdrawn.

If any ballot has been withdrawn, the person withdrawing the ballot may request a duplicate ballot.

- **Changes to assessment ballots**

In order to change the contents of a ballot that has been submitted, the person who has signed that ballot may (1) request that such ballot be withdrawn, (2) request that a duplicate ballot be issued, and (3) return the duplicate ballot fully completed. Each of these steps must be completed according to the procedures set forth above.

III. Tabulation of Ballots

- **Which assessment ballots will be counted**

Only ballots which are completed and returned in compliance with these procedures will be counted.

Ballots received by the City Clerk after the close of the public input portion of the public hearing on the proposed assessment will not be counted. Ballots which are not signed by the owner will not be counted. Ballots with no boxes marked, or with more than one box marked, will not be counted. Ballots withdrawn in accordance with these procedures will not be counted.

The City will keep a record of each proportional or duplicate ballot mailed or otherwise provided to an owner and will verify, prior to counting any duplicate ballot, that only one ballot has been returned for the parcel (or for the owner in the case of proportional ballots). If a non-duplicate ballot has been returned, the City will count the non-duplicate ballot and disregard all duplicate ballots. If only duplicate ballots have been returned, the City will count the earliest provided duplicate ballot and disregard the later provided duplicate ballots. If an owner returns both a non-proportional ballot and a proportional ballot, the City will count the proportional ballot and disregard the non-proportional ballot.

- **When and where ballots will be tabulated**

The tabulation of ballots will be performed, in view of those present, at the public hearing following the close of the public input portion of the public hearing. The public hearing may be continued from time to time for the purpose of tabulating ballots. Ballots will not be unsealed until the tabulation begins.

- **How ballots will be tabulated**

Ballots may be counted by hand, by computer or by any other tabulating device.

Ballots will be tabulated by adding the ballots submitted in opposition to the assessment and adding the ballots submitted in favor of the assessment. Ballots shall be weighted according to the proportional financial obligation of the affected property; provided, however, that proportional ballots shall be weighted in accordance with the respective ownership interests of each proportional ballot submitted. If one or more proportional ballots are returned for a parcel and a non-proportional ballot is returned for the parcel, the non-proportional ballot will either be disregarded (if the same owner has returned a proportional ballot) or treated as a proportional ballot (if the same owner has not returned a proportional ballot).

- **Who will tabulate ballots**

Ballots will be tabulated by the City Clerk or some other impartial person designated by the City Council who does not have a vested interest in the outcome of the proposed assessment. The City Clerk or other designated person may be assisted by any of the staff and consultants of the City.

- **Results of tabulation**

The results of the tabulation will be announced following the completion of the tabulation and entered in the minutes of the City Council meeting.

If ballots submitted in opposition to the proposed assessment exceed the ballots submitted in favor of the proposed assessment (as tabulated above), the assessment will not be imposed.

- **Disclosure of Ballots**

During and after the tabulation, the assessment ballots shall be treated as disclosable public records and be equally available for inspection by the proponents and opponents of the proposed assessment.

IV. Resolution of Disputes

In the event of a dispute regarding whether the signer of a ballot is the owner of the parcel to which the ballot applies, the City will make such determination from the last equalized assessment roll and any evidence of ownership submitted to the City prior to the conclusion of the public hearing. The City will be under no duty to obtain or consider any other evidence as to ownership of property and its determination of ownership will be final and conclusive.

In the event of a dispute regarding whether the signer of a ballot is an authorized representative of the owner of the parcel, the City may rely on the statement on the ballot signed under penalty of perjury that the person completing the ballot is the owner's authorized representative and any evidence submitted to the City prior to the conclusion of the public hearing. The City will be under no duty to obtain or consider any other evidence as to whether the signer of the ballot is an authorized representative of the owner and its determination will be final and conclusive.

V. Public Record

During and after tabulation, all ballots are public records.

VI. Further Information

For further information, contact Jennifer Wellman, Planning Director, at (760) 922-6130.

TO: Mayor and City Council
FROM: City Clerk
SUBJECT: General Municipal Election - November 6, 2007
DATE: June 12, 2007

BACKGROUND

The City of Blythe is scheduled to have a General Election on Tuesday, November 6, 2007. The election will be to fill two Councilmember positions.

It is the responsibility of the Council to call the election and the City Clerks responsibility to see that the election is held. The County of Riverside Registrar of voters has conducted the election in the past for us.

The following resolutions officially set the election:

Resolution No. 07-716 Ordering the General Municipal Election including incumbents and offices to be filled.

Resolution No. 07-717 Requesting Registrar of Voters to conduct election.

Resolution No. 07-718 Adopting regulations for candidates for the election. Under the proposed regulations each candidate would be required to pay for the publication of his election statement in the sample ballot. The required deposit for candidate statements is \$350.

The first day to file Nomination Papers is July 16th. The deadline for candidates to file Nomination Papers and/or withdraw is August 10, 2007 at 5:00 p.m.


August 10, 2007 is the last day for a copy of a ordinance or measure to be submitted to the Registrar of Voters if a measure is to be included on the ballot.

If an incumbent has not filed the nomination documents by August 10th, the nomination period will be extended for persons other than the incumbent to August 15, 2007.

RECOMMENDATION

It is recommended that the City Council adopted Resolution Nos. 07-716, 07-717 and 07-718.

Respectfully submitted,


Virginia Rivera
City Clerk

RESOLUTION NO. 07-716

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 6, 2007 FOR THE ELECTION OF CERTAIN OFFICERS, AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATIVE TO GENERAL LAW CITIES.

WHEREAS, under the provisions of the laws relating to the general law cities in the State of California, a General Municipal Election shall be held on November 6, 2007, for the election of Municipal Officers.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BLYTHE, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That pursuant to the requirements of the laws of the State of California relating to General Law Cities; there is called and ordered to be held in the City of Blythe, California, on Tuesday, November 6, 2007, a General Municipal election for the purpose of electing the following:

Member of the City Council for a term of 4 years, with the incumbent being Charles "Chuck" Grotke

Member of the City Council for a term of 4 years, with the incumbent being Alfonso "Sonny" Hernandez.

SECTION 2. That the ballots to be used at the election shall be in form and content as required by law.

SECTION 3. That the City Clerk is authorized to procure and furnish or to procure services to furnish all official ballots, notices, printed matter and all supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully conduct the election.

SECTION 4. That the polls for the election shall be open at seven o'clock a.m. of the day of the election and shall remain open continuously from that time until eight o'clock p.m. of the same day when the polls shall be closed, except as provided in Section 14301 of the Election Code of the State of California.

SECTION 5. That in all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.

SECTION 6. That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law.

SECTION 7. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

PASSED, APPROVED AND ADOPTED this 12th day of June 2007, by the following called vote, to wit:

AYES:

NOES:

ABSENT:

Robert A. Crain, Mayor

ATTEST:

Virginia Rivera, City Clerk

(S E A L)

RESOLUTION NO. 07-717

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE, CALIFORNIA, REQUESTING THAT THE COUNTY REGISTRAR OF VOTERS CONDUCT THE MUNICIPAL ELECTION OF NOVEMBER 6, 2007

WHEREAS, a General Municipal Election is to be held in the City of Blythe, California, on November 6, 2007; and

WHEREAS, in the course of conducting of the election the City is desirous of availing itself of the special services of the County Registrar of Voters Office.

NOW, THEREFORE, THE CITY COUNCIL, OF THE CITY OF BLYTHE, CALIFORNIA, DOES HEREBY RESOLVE, AND REQUEST AS FOLLOWS:

SECTION 1. The City of Blythe requests that the Riverside County Registrar of Voters conduct the General Municipal Election of November 6, 2007.

SECTION 2. That the City shall reimburse the County for services performed when the work is completed and upon presentation to the City of a properly approved bill.

SECTION 3. That the City Clerk is directed to forward without delay to Riverside County a certified copy of this resolution.

PASSED, APPROVED AND ADOPTED this 12th day of June 2007, by the following called vote, to wit:

AYES:

NOES:

ABSENT:

Mayor Robert A. Crain

ATTEST:

Virginia Rivera, City Clerk

(S E A L)

RESOLUTION NO. 07-718

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES STATEMENTS SUBMITTED TO THE VOTERS AT AN ELECTION (TO BE HELD ON TUESDAY, NOVEMBER 6, 2007)

WHEREAS, Section 13307 of the Elections Code of the State of California provides that the governing body of any local agency adopt regulations pertaining to materials prepared by any candidate for a municipal election, including costs of the candidate's statement.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF BLYTHE, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. GENERAL PROVISIONS. That pursuant to Section 13307 of the Elections Code of the State of California, each candidate for elective office to be voted for at an Election to be held in the City of Blythe on November 6, 2007, may prepare a candidate's statement on an appropriate form provided by the City Clerk. The statement may include the name, age and occupation of the candidate and a brief description of no more than 200 words of the candidate's education and qualifications expressed by the candidate himself or herself. The statement shall not include party affiliation of the candidate, nor membership or activity in partisan political organizations. The statement shall be filed in the office of the City Clerk at the time the candidate's nomination papers are filed. The statement may be withdrawn, but not changed, during the period for filing nomination papers and until 5:00 p.m. of the next working day after the close of the nomination period.

SECTION 2. SPANISH LANGUAGE. The City Clerk shall have translated and printed in the voters pamphlet only the candidate statement of those candidates who request translation and printing.

SECTION 3. PAYMENT.

- A. The candidate shall be required to pay for the cost of printing the candidate statement in English.
- B. The candidate shall be required to pay for the cost of translating the candidate statement into Spanish.
- C. The candidate shall be required to pay for the cost of printing the candidate statement in Spanish.

The City Clerk shall estimate the total cost of printing, handling, translating, and mailing the candidate's statements filed pursuant to this section, including costs incurred as a result of complying with the Voting Rights Act of 1965 (as amended), and require each candidate filing a statement to pay in advance to the local agency his or her estimated pro rata share as a condition of having his or her statement included in the voter's pamphlet. In the event an estimated payment is required, the estimate is just an approximation of the actual cost that varies from one election to another election, and may be significantly more or less than the estimate, depending on the actual number of candidates filing statements. Accordingly, the clerk is not bound by the estimate and may, on a pro rata basis bill the candidate for additional actual expense or refund any excess paid depending on the final actual cost. In the event of underpayment, the clerk shall require the candidate to pay the balance of the cost incurred. In the event of overpayment the clerk shall prorate the excess amount among the candidates and refund the excess amount paid within 30 days of the election.

SECTION 4. ADDITIONAL MATERIALS. No candidate will be permitted to include additional materials in the sample ballot package.

SECTION 5. That the City Clerk shall provide each candidate or the candidate's representative a copy of this Resolution after, or once nominating petitions are issued.

SECTION 6. That all previous resolutions establishing council policy on payment for candidate statements are repealed.

SECTION 7. That this resolution shall apply only to the election to be held on November 6, 2007, and shall then be repealed.

SECTION 8. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED, APPROVED AND ADOPTED this 12th day of June 2007, by the following called vote, to wit:

AYES:

NOES:

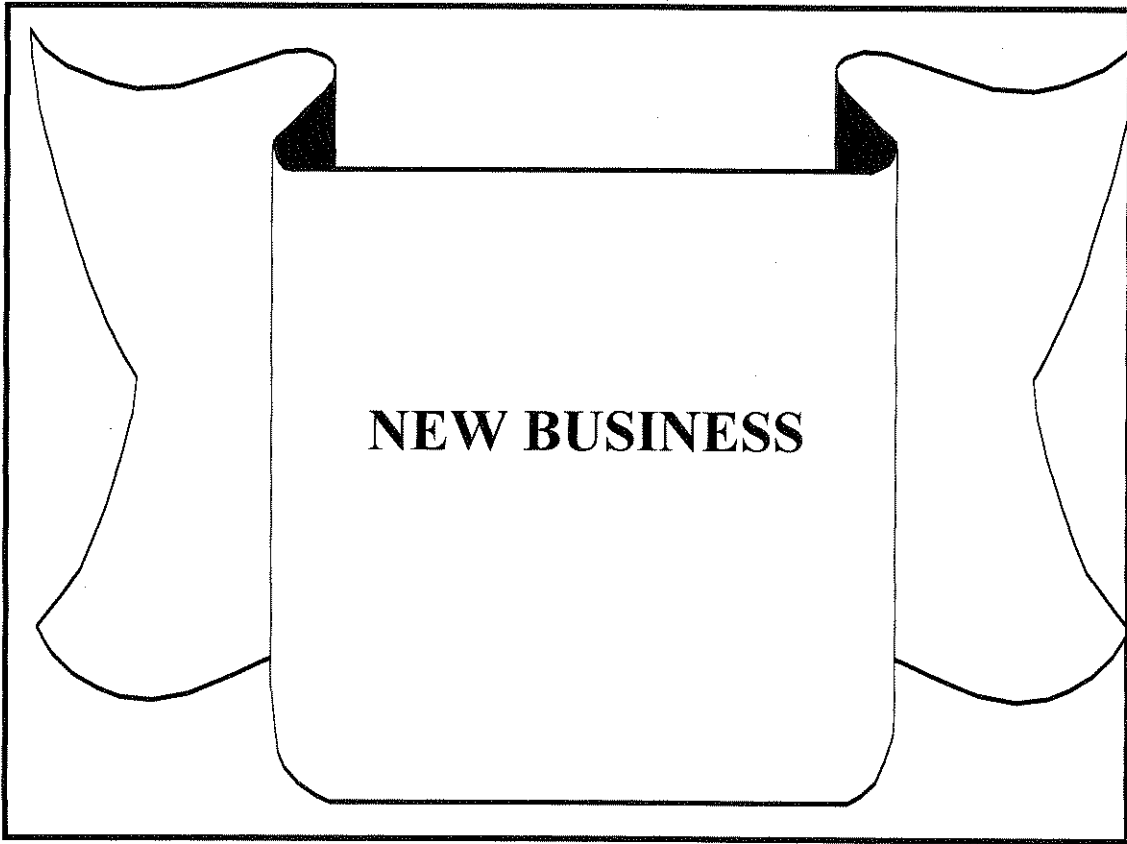
ABSENT:

Robert A. Crain, Mayor

ATTEST:

Virginia Rivera, City Clerk

(S E A L)



TO: Mayor and City Council
FROM: City Manager and City Clerk
SUBJECT: Sale of Fireworks - Outdoor Stands
DATE: June 12, 2007

BACKGROUND

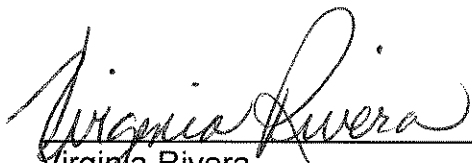
The City of Blythe has received two (2) applications from Blythe Social Club to sell fireworks from outdoor stands. Pursuant to City Ordinance 757-99, the following conditions have been complied with by each applicant:

- 1.) Each application for a license has been made by a fraternal organization (8.38.020).
- 2.) Each application for a license has been filed in a timely manner with the applicable information (8.38.030).
- 3.) Each application has agreed to the utilization of profits to benefit youth groups (8.38.040).
- 4.) Each application was accompanied by the filing fee of \$10 (8.38.050).
- 5.) Each location has been inspected and approved by the City's Fire Chief or his authorized representative (8.38.060).

RECOMMENDATION

It is recommended the City Council approve the attached two (2) applications and authorize the issuance of permits to sell fireworks, said approval predicated on each applicant obtaining a temporary use permit from the City of Blythe Building Department.

Respectfully submitted,


Virginia Rivera
City Clerk


Les Nelson
City Manager

Attachments

CITY OF BLYTHE
APPLICATION FOR FIREWORKS
SALE AND DISPLAY

RECEIVED
MAY 15 2007
CITY OF BLYTHE DEV. SER.

Name of Applicant Kerry L. R. Hazenby

Address 410 S. 6th St. Blythe CA 92225

Phone and Fax Numbers 760-922-5563

Name of Fraternal Organization Blythe Social Club

8.38.030 Licenses for sale of Safe and Sane fireworks. Licenses for the sale of safe and sane fireworks shall be issued only to fraternal organizations, and such fireworks shall be sold only at outdoor sales stands, as more specifically set forth hereinafter. Not more than four such licenses shall be issued and outstanding at any time. All applications for such licenses shall be filed with the City Clerk on or before the the fifteen day of June, containing a detailed statement of each and every kind of fireworks proposed to be sold under the license, the location of the proposed outdoor sales stand, the type of construction of the stand, the dates and hours that the applicant proposes the stand be open, the plans for staffing the stand during those days and hours, and such other information as the City Manager shall reasonably require in order to assist the City Council in evaluating the application.

Location of Proposed Sales and or Display 890 E Hobson Way
Blythe CA.

Utilization of Profits: List those organizations and or groups that you will be assisting with the profits from your project:

Organization: Su Atack page

Program(s): _____

Where do the beneficiaries reside: _____

Organization: _____

Program(s): _____

Where do the beneficiaries reside: _____

Organization: _____

Program(s): _____

Where do the beneficiaries reside: _____

8.38.040 Utilization of profits. Sales permits shall be granted only to fraternal organizations which agree that the net profit from the sales shall be utilized only for youth activities in accordance with provisions of this chapter. The following specific provisions and requirements shall apply:

- (a) Youth or adults participating in and benefiting from such activities shall be residents of the City of Blythe.
- (b) Each permit application shall contain a detailed statement of the youth activities for which the applicant proposes to use such net profits and the manner of such use.
- (c) No part of the net profits shall be disbursed to government entities other than Palo Verde Unified School District or the City of Blythe. Such disbursements shall be designated for specific programs.

8.38.050 Application. Each permit application shall be accompanied by an application fee of ten dollars, which shall not be refundable. The application shall contain, in addition to all other information required by this chapter, the following information:

- (a) A statement of the number and residency of the members of the applicant organization, which statement shall be certified as to accuracy by an officer of the applicant organization;
- (b) A statement of the number of youth to be served by the applicant and the residency of such youth;
- (c) A statement certifying that the applicant organization agrees to all terms and conditions of the license and this chapter.

I the applicant hereby certify that the information given above is true and correct.

So certified this 15 Day of 05, 2007

Verly R. Lacey
Signature

DATE APPROVED: _____

DATE DENIED: _____

RECEIPT NO. 52248

AMOUNT: \$10.00

ACORD CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

4/11/2007

PRODUCER Phone: 440-248-4711 Fax: 440-248-5406
 Britton-Gallagher and Associates, Inc.
 6240 SOM Center Rd.
 Cleveland OH 44139

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

INSURED
 B.J. ALAN COMPANY
 BIG BEAR FIREWORKS, INC. PHANTOM FIREWORKS, INC
 555 MARTIN LUTHER KING JR BLVD.
 YOUNGSTOWN OH 44502

INSURERS AFFORDING COVERAGE

NAIC #

INSURER A: Lexington Insurance Co
 INSURER B: Arch Specialty Ins Co
 INSURER C: Axis Surplus Ins Company
 INSURER D:
 INSURER E:

COVERAGES

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR ADD'L LTR	INSRD	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A		GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input checked="" type="checkbox"/> LOC	6990129	10/30/2006	10/30/2007	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 50,000 MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
		AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS				COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
		GARAGE LIABILITY <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY: EA ACC \$ AGG \$
B		EXCESS/UMBRELLA LIABILITY <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> DEDUCTIBLE <input checked="" type="checkbox"/> RETENTION \$10,000	ULP0002485	10/30/2006	10/30/2007	EACH OCCURRENCE \$ 4,000,000 AGGREGATE \$ 4,000,000 \$ \$ \$
		WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? If yes, describe under SPECIAL PROVISIONS below				WC STATUTORY LIMITS <input type="checkbox"/> OTH-ER <input type="checkbox"/> E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
C		OTHER EXCESS LIAB (OVER ARCH SPECIALTY)	EAU704353	10/30/2006	10/30/2007	\$5,000,000 EACH OCCURRENCE \$5,000,000 AGGREGATE

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS

PRODUCT LIABILITY EXTENDS ONLY TO PRODUCTS PURCHASED FROM B.J. ALAN COMPANY OR DIAMOND SPARKLER CO.

Additional Insured (s): Blythe Social Club #2
 Location: 890 E Hobson Way Blythe, CA 92225

Municipality: City of Blythe, its officers, agents, employees and volunteers; when acting in their official capacity as such.

Group Code: SPS

CERTIFICATE HOLDER

Blythe Social Club #2
 890 E Hobson Way
 Blythe CA 92224

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

Handwritten Signature

CALIFORNIA STATE BOARD OF EQUALIZATION

SELLER'S PERMIT



ACCOUNT NUMBER

6/28/2003 SR X EHC 100-178269 00001 EHC

BLYTHE SOCIAL CLUB
890 E HOBSON WAY
BLYTHE, CA 92225-1800

THIS PERMIT DOES NOT
AUTHORIZE THE HOLDER
TO ENGAGE IN ANY
BUSINESS CONTRARY TO
LAWS REGULATING THAT
BUSINESS OR TO
POSSESS OR OPERATE
ANY ILLEGAL DEVICE.

IS HEREBY AUTHORIZED PURSUANT TO **SALES AND USE TAX LAW** TO ENGAGE IN THE
BUSINESS OF SELLING TANGIBLE PERSONAL PROPERTY AT THE ABOVE LOCATION.

THIS PERMIT IS VALID UNTIL REVOKED OR CANCELED BUT IS NOT TRANSFERABLE. IF YOU SELL YOUR BUSINESS,
OR DROP OUT OF A PARTNERSHIP, NOTIFY US OR YOU COULD BE RESPONSIBLE FOR SALES AND USE TAXES
OWED BY THE NEW OPERATOR OF THE BUSINESS.

Not valid at any other address

For general tax questions, please telephone our Information Center at 800-400-7115.

For information on your rights, contact the Taxpayers' Rights Advocate office at 888-324-2798 or 916-324-2798.

BOE-442-R REV. 14 (10-04)

A MESSAGE TO OUR NEW PERMIT HOLDER

As a seller, you have rights and responsibilities under the Sales and Use Tax Law. In order to assist you in your endeavor and to better understand the law, we offer the following sources of help:

- Visiting our website at www.boe.ca.gov
- Visiting a district office
- Attending a Basic Sales and Use Tax Law class offered at one of our district offices
- Sending your questions in writing to any one of our offices
- Calling our toll-free Information Center at 800-400-7115

As a seller, you have the right to issue resale certificates for merchandise that you intend to resell. Conversely, you have the responsibility of not misusing resale certificates. While the sales tax is imposed upon the retailer;

- You have the right to seek reimbursement of the tax from your customer
- You are responsible for filing and paying your sales and use tax returns timely
- You have the right to be treated in a fair and equitable manner by the employees of the Board
- You are responsible for following the regulations set forth by the Board

As a seller, you are expected to maintain the normal books and records of a prudent businessperson. You are required to maintain these books and records for no less than four years, and make them available for inspection by a Board representative when requested. You are also expected to notify us if you are buying, selling, adding a location, or discontinuing your business, adding or dropping a partner, officer, or member, or when you are moving any or all of your business locations. If it becomes necessary to surrender this permit, you should only do so by mailing it to a Board office, or giving it to a Board representative.

If you would like to know more about your rights as a taxpayer, or if you are unable to resolve an issue with the Board, please contact the Taxpayers' Rights Advocate office for help by calling toll-free, 888-324-2798 or 916-324-2798. Their fax number is 916-323-3319.

Please post this permit at the address for which it was issued and at a location visible to your customers.

THE STATE BOARD OF EQUALIZATION
Sales and Use Tax Department



OFFICE OF THE STATE FIRE MARSHAL RETAIL FIREWORKS APPLICATION

(Print or Type Only)

Index 5942
PCA 59420
Src Code 125700-06

Complete and return all copies to office nearest stand location with the required fee of \$50.00.
APPLICATIONS MUST BE RECEIVED PRIOR TO JUNE 15 OF THE CURRENT YEAR.

1131 S. Street
Sacramento, CA 94814
(916) 445-8373

602 E. Huntington Drive, Suite A
Monrovia, CA 91016
(626) 305-1908

RETAIL FIREWORKS LICENSE

Licensee	Blythe Social Club # 2
Stand	890 E. Hobson Way
Location	Blythe, CA 92225
City, State & Zip	
LOCAL CONTACT PERSON	
Name	Scott Paxson
Phone ()	(909) 879-7979

— NOTICE —

**COPY OF THIS NOTICE MUST BE POSTED AT STAND
WITH A COPY OF THE LOCAL PERMIT**

A validated license has been issued to the organization shown above for the sale of Safe and Sane fireworks at the location indicated. After a permit has been issued by the authority having jurisdiction this license allows the sale of only classified "Safe and Sane" fireworks at the approved location from NOON, JUNE 28, to NOON, JULY 6, of the year indicated. **NOTE:** Retail licensees are required to be at least 21 year of age, employees of fireworks stands must be at least 18 and fireworks may not be sold to anyone under the age of 16.

MAILING ADDRESS OF LICENSEE

Name	Blythe Social Club # 2
Address	2591 South Riverside Ave.
City, State & Zip	Bloomington, CA 92316



FIRE AUTHORITY HAVING JURISDICTION

Fire Dept.	Blythe Fire Department
Address	201 N. Commerical
City, State & Zip	Blythe, CA 92225


Signature of Applicant

Signature of Applicant

Date: 4/5/07

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CITY OF BLYTHE
Development Services
235 North Broadway
Blythe CA 92225
(760) 922-6130



Jennifer Wellman
Planning Director

Temporary Use Permit

PERMIT NUMBER: 2007-08

DATE ISSUED: June 28, 2007

EXPIRATION DATE: July 5, 2007

ISSUED TO: Blythe Social Club

ACTIVITY LOCATION: 890 E. Hobsonway
Blythe, CA

PURPOSE: Sale of Fireworks

SPECIAL REQUIREMENTS:

An inspection by the City of Blythe Fire Department must be completed prior to opening for business. Please call 760-702-6105 to schedule the inspection. Fireworks may be sold from noon on June 28th through noon on July 5th.

PLANNING DIRECTOR:

by Barbara Burrow

Blythe Social Club

2004

Venessa Dorme	\$500.00 Scholarship
PALS of California	\$500.00
Brenda Sanchez	\$2500.00 Bus Fare to Shrine Hospital in L.A.
Tawnee Ayers Trust	\$500.00
Lindsey Devor	\$500.00 Scholarship

2005

P.V Boosters	\$250.00
Tawnee Ayers Trust	\$500.00
PALS of California	\$600.00
PALS of California	\$50.00 Blythe
Augustin Agular	\$500.00 Scholarship
Patrick Morris	\$500.00 Scholarship
Daniella Thomas	\$500.00 Scholarship
Blythe Volunteer Fire Department	\$500.00
PVHS Boys Basket Ball	\$250.00
Brenda Sanchez	\$1000.00 Bus Fare to Shrine Hospital in L.A.
LBSR Language Disorder	\$100.00

2006

PVHS Basketball Boosters	\$250.00
LBSR Language Disorder	\$100.00
PALS of California	\$600.00
Blythe Volunteer Fire Department	\$500.00
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Jesica Pasqua	\$500.00 Scholarship
Daniella Thomas	\$500.00 Scholarship
Blake Conley	\$500.00 Scholarship
Thres Sloan	\$500.00 Scholarship
LBSR Foundation	\$520.00
Blythe PALS	\$600.00
F.F.A.	\$750.00
PVHS Band Association	\$500.00



CITY OF BLYTHE

235 N. BROADWAY BLYTHE, CA 92225

(760) 922-6161

BUSINESS LICENSE

410 S 6TH STREET
BLYTHE, CA 92225

LOCATION OF BUSINESS

THIS CERTIFIES that the business or individual listed below is hereby licensed
to do business within the CITY OF BLYTHE

BLYTHE SOCIAL CLUB
410 S 6TH STREET
BLYTHE, CA 92225

EXPIRATION DATE

12/31/07

DATE ISSUED

01/09/04

LICENSE NUMBER

6787

SIC NUMBER

5999

SALES TAX CODE

FINANCE DIRECTOR

This license is to be displayed conspicuously at the location of business, and is not transferable or assignable.

CITY OF BLYTHE
APPLICATION FOR FIREWORKS
SALE AND DISPLAY

Name of Applicant Kerly B. Lazenby

Address 410 S. 6th St. Blythe CA

Phone and Fax Numbers 760-922-5563

Name of Fraternal Organization Blythe Social Club

8.38.030 Licenses for sale of Safe and Sane fireworks. Licenses for the sale of safe and sane fireworks shall be issued only to fraternal organizations, and such fireworks shall be sold only at outdoor sales stands, as more specifically set forth hereinafter. Not more than four such licenses shall be issued and outstanding at any time. All applications for such licenses shall be filed with the City Clerk on or before the the fifteen day of June, containing a detailed statement of each and every kind of fireworks proposed to be sold under the license, the location of the proposed outdoor sales stand, the type of construction of the stand, the dates and hours that the applicant proposes the stand be open, the plans for staffing the stand during those days and hours, and such other information as the City Manager shall reasonably require in order to assist the City Council in evaluating the application.

Location of Proposed Sales and or Display 691 W. Hobson way

Utilization of Profits: List those organizations and or groups that you will be assisting with the profits from your project:

Organization: See Attached page

Program(s): _____

Where do the beneficiaries reside: _____

Organization: _____

Program(s): _____

Where do the beneficiaries reside: _____

Organization: _____

Program(s): _____

Where do the beneficiaries reside: _____

8.38.040 Utilization of profits. Sales permits shall be granted only to fraternal organizations which agree that the net profit from the sales shall be utilized only for youth activities in accordance with provisions of this chapter. The following specific provisions and requirements shall apply:

- (a) Youth or adults participating in and benefiting from such activities shall be residents of the City of Blythe.
- (b) Each permit application shall contain a detailed statement of the youth activities for which the applicant proposes to use such net profits and the manner of such use.
- (c) No part of the net profits shall be disbursed to government entities other than Palo Verde Unified School District or the City of Blythe. Such disbursements shall be designated for specific programs.

8.38.050 Application. Each permit application shall be accompanied by an application fee of ten dollars, which shall not be refundable. The application shall contain, in addition to all other information required by this chapter, the following information:

- (a) A statement of the number and residency of the members of the applicant organization, which statement shall be certified as to accuracy by an officer of the applicant organization;
- (b) A statement of the number of youth to be served by the applicant and the residency of such youth;
- (c) A statement certifying that the applicant organization agrees to all terms and conditions of the license and this chapter.

I the applicant hereby certify that the information given above is true and correct.

So certified this 15 Day of 05, 2007

Veryst R. Lacy
Signature

DATE APPROVED: _____

DATE DENIED: _____

RECEIPT NO. 52248

AMOUNT: \$10.00

ACORD CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

4/26/2007

PRODUCER Phone: 440-248-4711 Fax: 440-248-5406
 Britton-Gallagher and Associates, Inc.
 6240 SOM Center Rd.
 Cleveland OH 44139

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

INSURED
 B.J. ALAN COMPANY
 BIG BEAR FIREWORKS, INC. PHANTOM FIREWORKS, INC
 555 MARTIN LUTHER KING JR BLVD.
 YOUNGSTOWN OH 44502

INSURERS AFFORDING COVERAGE

NAIC #

INSURER A: Lexington Insurance Co

INSURER B: Arch Specialty Ins Co

INSURER C: Axis Surplus Ins Company

INSURER D:

INSURER E:

COVERAGES

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR ADD'L LTR INSRD	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input checked="" type="checkbox"/> LOC	6990129	10/30/2006	10/30/2007	EACH OCCURRENCE \$1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$50,000 MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$1,000,000 GENERAL AGGREGATE \$2,000,000 PRODUCTS - COMP/OP AGG \$2,000,000
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS				COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	GARAGE LIABILITY <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY: EA ACC \$ AGG \$
B	EXCESS/UMBRELLA LIABILITY <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> DEDUCTIBLE <input checked="" type="checkbox"/> RETENTION \$10,000	ULP0002485	10/30/2006	10/30/2007	EACH OCCURRENCE \$4,000,000 AGGREGATE \$4,000,000 WC STATU-TORY LIMITS <input type="checkbox"/> OTH-ER <input type="checkbox"/> E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? If yes, describe under SPECIAL PROVISIONS below				
	OTHER EXCESS LIAB (OVER ARCH SPECIALTY)	EAU704353	10/30/2006	10/30/2007	\$5,000,000 EACH \$5,000,000 OCCURRENCE AGGREGATE

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS

PRODUCT LIABILITY EXTENDS ONLY TO PRODUCTS PURCHASED FROM B.J. ALAN COMPANY OR DIAMOND SPARKLER CO.

Additional Insured (s): Blythe Social Club #1
 Location: 691 W Hobson Way Blythe, CA 92225

Municipality: City of Blythe, its officers, agents, employees and volunteers; when acting in their official capacity
 such as:

Group Code: SFS

CERTIFICATE HOLDER

Desert Horizons
 691 W Hobson Way
 Blythe CA 92225

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

Handwritten Signature

111

CALIFORNIA STATE BOARD OF EQUALIZATION

SELLER'S PERMIT



ACCOUNT NUMBER

6/28/2003 SR X EHC 100-178269 00002 EHC

BLYTHE SOCIAL CLUB
691 W HOBSONWAY
BLYTHE, CA 92225-1512

THIS PERMIT DOES NOT
AUTHORIZE THE HOLDER
TO ENGAGE IN ANY
BUSINESS CONTRARY TO
LAWS REGULATING THAT
BUSINESS OR TO
POSSESS OR OPERATE
ANY ILLEGAL DEVICE.

IS HEREBY AUTHORIZED PURSUANT TO **SALES AND USE TAX LAW** TO ENGAGE IN THE
BUSINESS OF SELLING TANGIBLE PERSONAL PROPERTY AT THE ABOVE LOCATION.

THIS PERMIT IS VALID UNTIL REVOKED OR CANCELED BUT IS NOT TRANSFERABLE. IF YOU SELL YOUR BUSINESS,
OR DROP OUT OF A PARTNERSHIP, NOTIFY US OR YOU COULD BE RESPONSIBLE FOR SALES AND USE TAXES
OWED BY THE NEW OPERATOR OF THE BUSINESS.

Not valid at any other address

For general tax questions, please telephone our Information Center at 800-400-7115.

For information on your rights, contact the Taxpayers' Rights Advocate office at 888-324-2798 or 916-324-2798.

BOE-442-R REV. 14 (10-04)

A MESSAGE TO OUR NEW PERMIT HOLDER

As a seller, you have rights and responsibilities under the Sales and Use Tax Law. In order to assist you in your endeavor and to better understand the law, we offer the following sources of help:

- Visiting our website at www.boe.ca.gov
- Visiting a district office
- Attending a Basic Sales and Use Tax Law class offered at one of our district offices
- Sending your questions in writing to any one of our offices
- Calling our toll-free Information Center at 800-400-7115

As a seller, you have the right to issue resale certificates for merchandise that you intend to resell. Conversely, you have the responsibility of not misusing resale certificates. While the sales tax is imposed upon the retailer;

- You have the right to seek reimbursement of the tax from your customer
- You are responsible for filing and paying your sales and use tax returns timely
- You have the right to be treated in a fair and equitable manner by the employees of the Board
- You are responsible for following the regulations set forth by the Board

As a seller, you are expected to maintain the normal books and records of a prudent businessperson. You are required to maintain these books and records for no less than four years, and make them available for inspection by a Board representative when requested. You are also expected to notify us if you are buying, selling, adding a location, or discontinuing your business, adding or dropping a partner, officer, or member, or when you are moving any or all of your business locations. If it becomes necessary to surrender this permit, you should only do so by mailing it to a Board office, or giving it to a Board representative.

If you would like to know more about your rights as a taxpayer, or if you are unable to resolve an issue with the Board, please contact the Taxpayers' Rights Advocate office for help by calling toll-free, 888-324-2798 or 916-324-2798. Their fax number is 916-323-3319.

Please post this permit at the address for which it was issued and at a location visible to your customers.



OFFICE OF THE STATE FIRE MARSHAL RETAIL FIREWORKS APPLICATION

(Print or Type Only)

Index 5942
PCA 59420
Src Code 125700-06

Complete and return all copies to office nearest stand location with the required fee of \$50.00.
APPLICATIONS MUST BE RECEIVED PRIOR TO JUNE 15 OF THE CURRENT YEAR.

1131 S. Street
Sacramento, CA 94814
(916) 445-8373

602 E. Huntington Drive, Suite A
Monrovia, CA 91016
(626) 305-1908

RETAIL FIREWORKS LICENSE

Licensee	Blythe Social Club # 1
Stand Location	691 W. Hobson Way
City, State & Zip	Blythe, CA 92225
LOCAL CONTACT PERSON	
Name	Scott Paxson
Phone ()	(909) 879-7979

— NOTICE —

**COPY OF THIS NOTICE MUST BE POSTED AT STAND
WITH A COPY OF THE LOCAL PERMIT**

A validated license has been issued to the organization shown above for the sale of Safe and Sane fireworks at the location indicated. After a permit has been issued by the authority having jurisdiction this license allows the sale of only classified "Safe and Sane" fireworks at the approved location from NOON, JUNE 28, to NOON, JULY 6, of the year indicated. **NOTE:** Retail licensees are required to be at least 21 year of age, employees of fireworks stands must be at least 18 and fireworks may not be sold to anyone under the age of 16.

MAILING ADDRESS OF LICENSEE

Name	Blythe Social Club # 1
Address	2591 South Riverside Ave.
City, State & Zip	Bloomington, CA 92316



FIRE AUTHORITY HAVING JURISDICTION

Fire Dept.	Blythe Fire Department
Address	201 N. Commerical
City, State & Zip	Blythe, CA 92225

Signature of Applicant

Signature of Applicant

Date: 4/5/07

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CITY OF BLYTHE
Development Services
235 North Broadway
Blythe CA 92225
(760) 922-6130



Jennifer Wellman
Planning Director

Temporary Use Permit

PERMIT NUMBER: 2007-09

DATE ISSUED: June 28, 2007

EXPIRATION DATE: July 5, 2007

ISSUED TO: Blythe Social Club

ACTIVITY LOCATION: 691 W. Hobsonway
Blythe, CA

PURPOSE: Sale of Fireworks

SPECIAL REQUIREMENTS:

An inspection by the City of Blythe Fire Department must be completed prior to opening for business. Please call 760-702-6105 to schedule the inspection. Fireworks may be sold from noon on June 28th through noon on July 5th.

PLANNING DIRECTOR: by Barbara Gurnow 147

CITY OF BLYTHE

235 N. BROADWAY BLYTHE, CA 92225

(760) 922-6161

BUSINESS LICENSE

410 S 6TH STREET

BLYTHE, CA 92225

LOCATION OF BUSINESS

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to do business within the CITY OF BLYTHE

BLYTHE SOCIAL CLUB

410 S 6TH STREET

BLYTHE, CA 92225

EXPIRATION DATE

12/31/07

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01/09/04

LICENSE NUMBER

6787

SIC NUMBER

5999

SALES TAX CODE

FINANCE DIRECTOR

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Blythe Social Club

2004

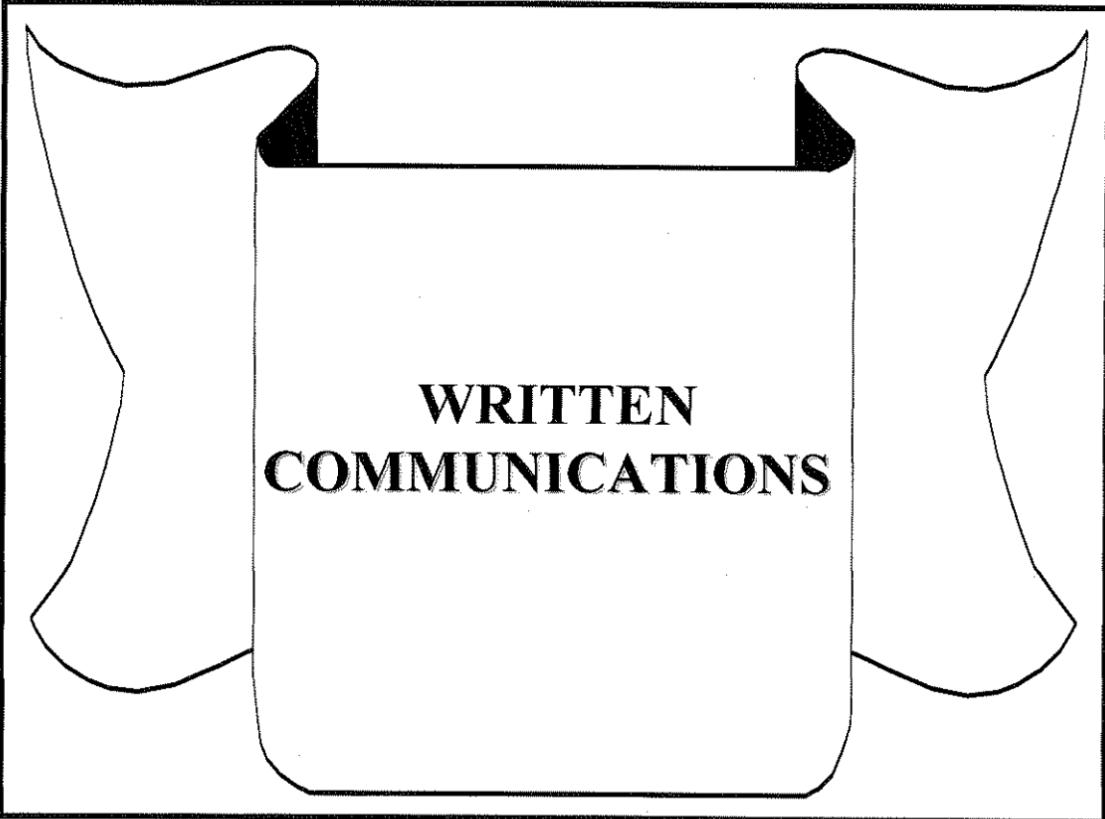
Venessa Dorme	\$500.00 Scholarship
PALS of California	\$500.00
Brenda Sanchez	\$2500.00 Bus Fare to Shrine Hospital in L.A.
Tawnee Ayers Trust	\$500.00
Lindsey Devor	\$500.00 Scholarship

2005

P.V Boosters	\$250.00
Tawnee Ayers Trust	\$500.00
PALS of California	\$600.00
PALS of California	\$50.00 Blythe
Augustin Agular	\$500.00 Scholarship
Patrick Morris	\$500.00 Scholarship
Daniella Thomas	\$500.00 Scholarship
Blythe Volunteer Fire Department	\$500.00
PVHS Boys Basket Ball	\$250.00
Brenda Sanchez	\$1000.00 Bus Fare to Shrine Hospital in L.A.
LBSR Language Disorder	\$100.00

2006

PVHS Basketball Boosters	\$250.00
LBSR Language Disorder	\$100.00
PALS of California	\$600.00
Blythe Volunteer Fire Department	\$500.00
Tawnee Ayers Trust	\$500.00
Jesica Pasqua	\$500.00 Scholarship
Daniella Thomas	\$500.00 Scholarship
Blake Conley	\$500.00 Scholarship
Thres Sloan	\$500.00 Scholarship
LBSR Foundation	\$520.00
Blythe PALS	\$600.00
F.F.A.	\$750.00
PVHS Band Association	\$500.00

A graphic of a document with the text "WRITTEN COMMUNICATIONS" centered on it. The document is depicted with a central rectangular area and two side flaps that appear to be folded outwards. The text is in a bold, sans-serif font.

**WRITTEN
COMMUNICATIONS**

**"CVAG is an organization through which its members do things
for themselves, together."**

You are cordially invited to the
***Coachella Valley Association of
Governments***
2007 Annual General Assembly

Monday, June 25, 2007
5:00 p.m. No Host Reception
6:00 p.m. Dinner & Meeting

Heritage Palms
44291 South Heritage Palms Drive
Indio, California

MENU

Combination Plate of:
Beef London Broil with Caramelized Onions, Broiled Lemon Herb Chicken Breast,
Roasted Red Potatoes, and Green Beans Amandine

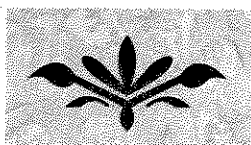
Dessert Includes: Berries Parfait Au-Sabayon

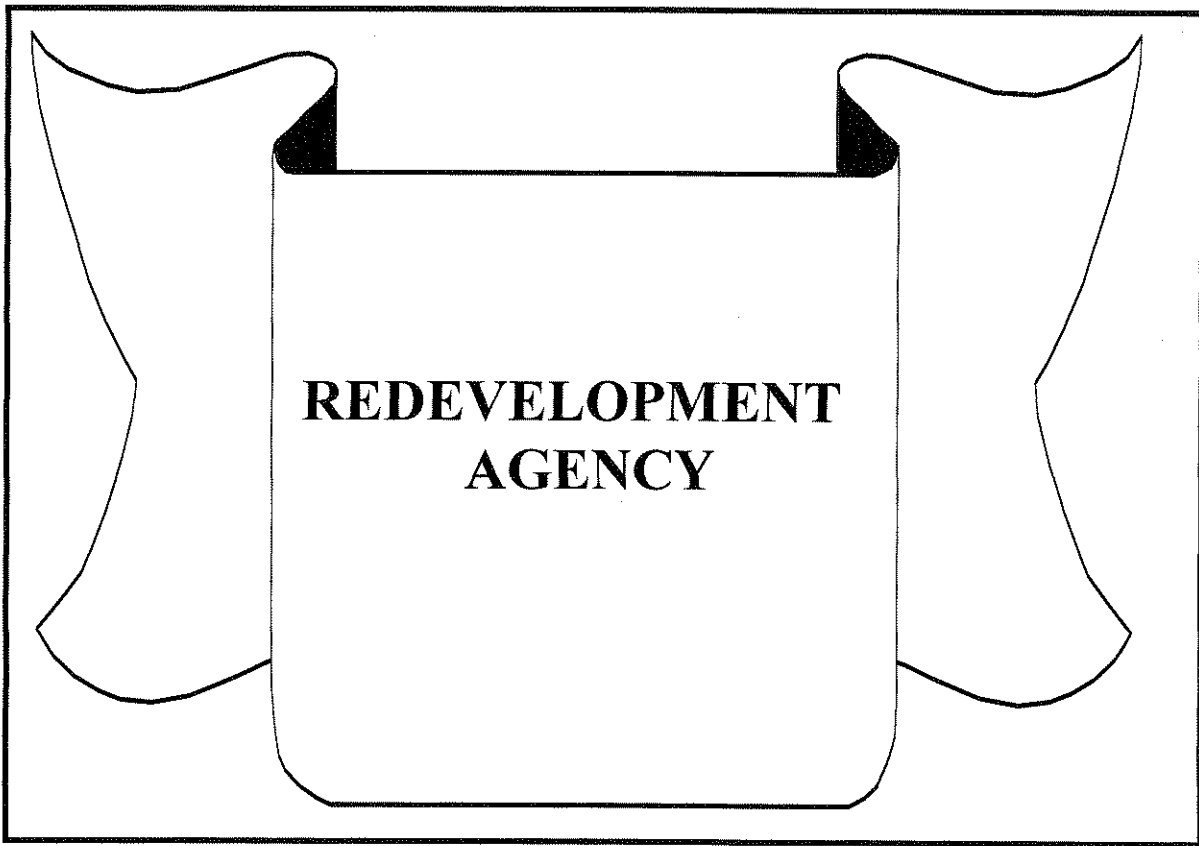
RESERVATION FORM

Name(s): _____
Title(s): _____
Organization: _____
Email: _____ Phone: _____
Amount Enclosed: _____

Price: \$35.00 per person
Please return a copy of the reservation form and make checks payable to:
CVAG, 73-710 Fred Waring Drive, Suite 200, Palm Desert, CA 92260

RSVP no later than 5:00 p.m., June 20, 2007
Phone: 760-346-1127 • Fax: 760-340-5949 • Email: jstueckle@cvag.org





**MINUTES
BLYTHE REDEVELOPMENT AGENCY
MAY 8, 2007**

The May 8, 2007 regular meeting of the Blythe Redevelopment Agency was called to order by Chairman Crain in the Council Chambers. Also in attendance were Vice Chairman Grotke, Board Members Hernandez, DeConinck and Mays. Staff in attendance included Executive Director Nelson and other Agency staff members.

REQUEST FOR AUTHORIZATION TO AWARD PROFESSIONAL SERVICE CONTRACT, Quechan Marina Master Plan. Asst. City Manager Hull reported that on January 22, 2007, a Request for Qualifications was released by the City of Blythe for preparation of a Master Plan for Quechan Marina. City of Blythe received proposals from four qualified/responsive firms: Project Design Consultants; USR; Harvey Meyerhof Group (HMCg); and, Hogle-Ireland, Inc. On March 13, 2007 City Council authorized staff to negotiate with USR and Harvey Meyerhof Consulting Group in an effort to reduce the overall project scope, and identify available areas for cost reduction through staff participation. The consultants initial and revised cost estimates are presented as follow: USR initial cost estimate \$169,250 – Revised cost estimate \$111,932; HMCg initial cost estimate \$145,000 – Revised cost estimate \$59,000. No public comment.

Board Member Mays moved to authorize the Mayor/Chairman to execute a Professional Services contract with Harvey Meyerhoff Consulting Group for preparation of the Quechan Park Master Plan in an amount not to exceed \$59,000. Seconded by Board Member Hernandez. Unanimous Aye vote.

Chairman Crain stepped away from the table due to potential conflict of interest.

REQUEST FOR STOREFRONT IMPROVEMENT REBATE FUNDS, SuseSite's Global Communications. Executive Director Nelson received a request from Suzanne Gautschi requesting RDA assistance to help defray her \$3,233 in storefront improvements made at her business (SueSite's Global Communications) at 200 W. Hobsonway. The work is done – Ms. Gautschi said the building was aesthetically in very bad shape and her first priority was getting moved-in and business ready, and that waiting to do the work while her grant was processed was not a viable option. Further, Ms. Gautschi expenditure is for work normally eligible under the RDA's Storefront Improvement Program. Unfortunately, the program guidelines are very specific: staff believes the Agency should not reimburse for any portion of costs incurred outside the guidelines of the grant program. However, if Ms. Gautschi does opt to pursue new signage for her business (estimated cost \$2,500) staff would support RDA participation on a reimbursement basis for up to 50% of eligible invoiced cost. No public comment.

Board Member Hernandez moved to approve the following recommendations: 1.) It is recommended that the RDA Board of Directors deny financial participation or reimbursement for any portion of the storefront improvement cost of \$3,233 as the expenditures are outside the guidelines of the RDA Storefront Improvement Rebate Program. 2.) It is recommended that the RDA Board of Directors support RDA participation for new signage (estimated cost \$2,500) at a level of 50% of eligible invoiced cost, subject to normal Terms and Conditions of the Blythe RDA Storefront Improvement Rebate Program. Seconded by Board Member Mays. Ayes: Hernandez, Mays, DeConinck, Grotke. Abstain: Crain.

REQUEST FOR STOREFRONT IMPROVEMENT REBATE FUNDS, Black Diamond Enterprises. Executive Director Nelson reported the Towne's Square Café at 320 S. Lovekin is closed, and local business owners are looking to get into the building for renovations and repairs relative to reopening as Mama Myrtle's Restaurant. Jeffrey Black, applicant is requesting grant assistance under the RDA Storefront Improvement Rebate Program, contractor bids were attached to the staff report for signage, plumbing-related work, HVAC and parking lot improvements for approximately \$277,750. Mr. Black wants to start the renovations immediately, and is seeking up to \$20,000 in rebates under the RDA Storefront Improvement Rebate Program. **Public comment:** Jeffrey Black, applicant spoke on behalf of his project and application.

Board Member Mays moved to approve an application for Storefront Improvement Rebate Funds from Black Diamond Enterprises, and further that the applicant is authorized to commence work on the building at 320 S. Lovekin. The maximum RDA Storefront Improvement Rebate contribution will be \$20,000, or 50% of eligible improvement costs, whichever is less, and this reimbursement grant award is subject to all Terms and Conditions of the grant program. Seconded by Vice Chairman Grotke. Unanimous Aye vote.

REQUEST FOR STOREFRONT IMPROVEMENT REBATE FUNDS, Cusick Corporation. Executive Director Nelson reported that Redevelopment Agency has received an application from the Cusick Corporation for grant assistance under the Storefront Improvement Rebate Program. The application for assistance is predominantly signage and graphics, although the owner is also looking to replace the pump canopy at their Chevron Station at 761 E. Hobsonway. The contractor bid is a minimum of \$60,160. **Public comment:** Mr. Cusick, Cusick Corporation thanked Planning Director Wellman and Council/staff for consideration the application.

Vice Chairman Grotke moved to approve a Storefront Improvement grant in an amount of \$20,000, or 50% of eligible improvement costs, whichever is less, subject to all other Terms and Conditions of the grant program. Seconded by Board Member Hernandez. Unanimous Aye vote.

ADJOURN:

There being no further business to come before the Board the meeting was adjourned.

Robert Crain, Chairman

ATTEST:

Virginia Rivera, Secretary

**MINUTES
BLYTHE REDEVELOPMENT AGENCY
MAY 22, 2007**

The May 22, 2007 regular meeting of the Blythe Redevelopment Agency was called to order by Chairman Crain in the Council Chambers. Also in attendance were Vice Chairman Grotke, Board Members Hernandez, DeConinck and Mays. Staff in attendance included Executive Director Nelson and other Agency staff members.

APPROVAL OF CONSENT CALENDAR. Vice Chairman Grotke moved to approve the following items: April 24, 2007 Minutes; SB53 and SB1809 Eminent Domain Filings; Soil Analysis for 450 South Broadway; and Category II Work for Blythe Environmental Remediation Project each item was approved under the Consent Calendar at the City Council meeting of May 22, 2007. Seconded by Board Member Mays. Unanimous Aye vote.

ADJOURN:

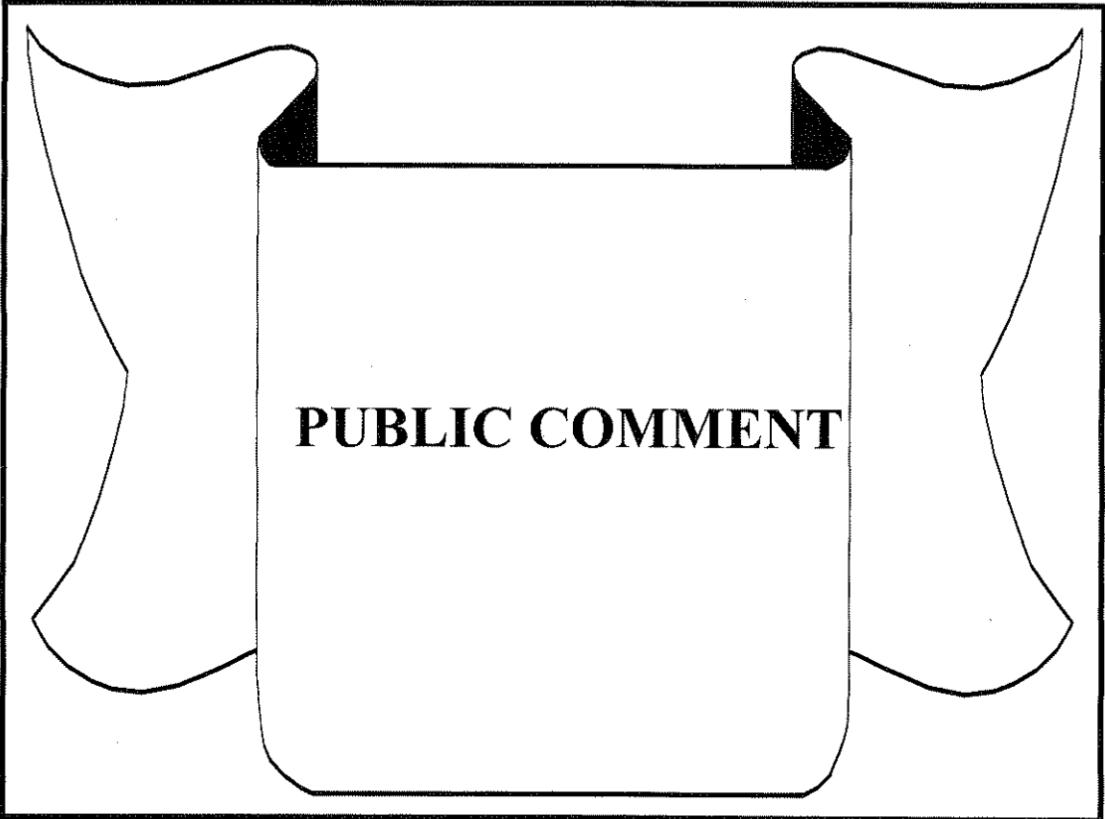
There being no further business to come before the Board the meeting was adjourned.

Robert Crain, Chairman

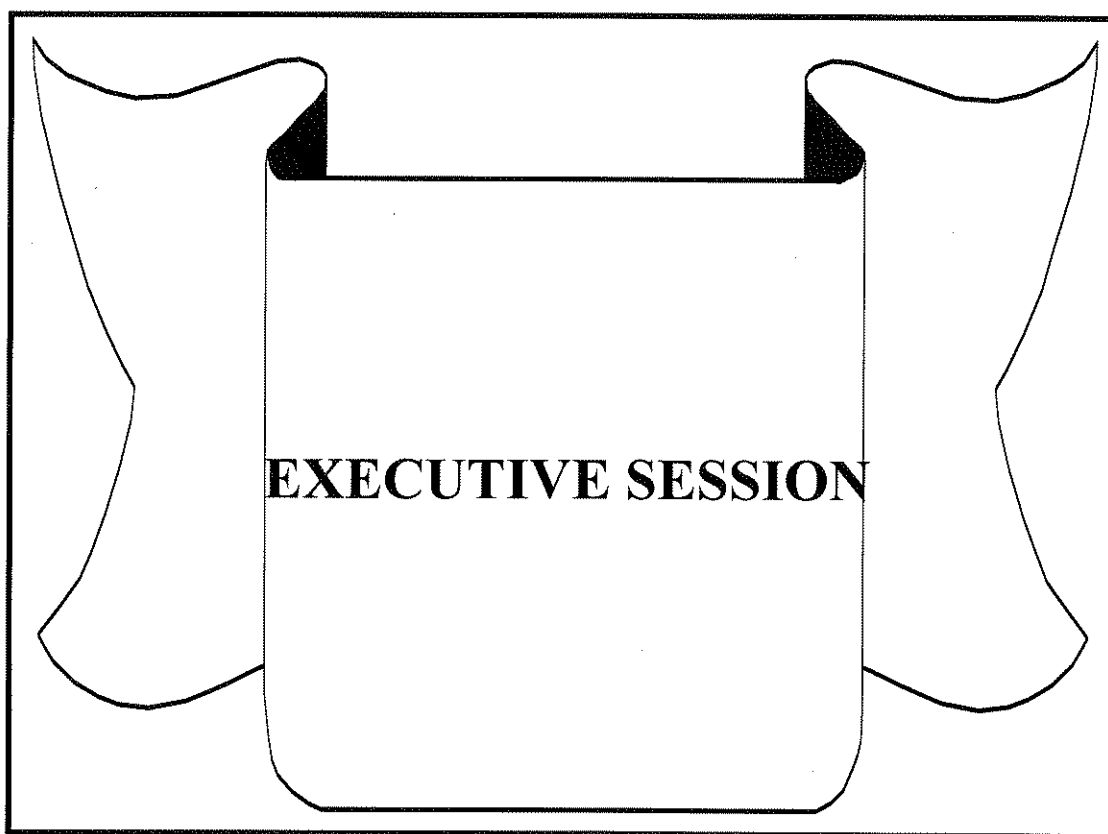
ATTEST:

Virginia Rivera, Secretary





PUBLIC COMMENT





ADJOURN